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The President

EXECUTIVE ORDER 9276

ESTABLISHING THE PETROLEUM ADMINISTRATION FOR WAR AND DEFINING ITS FUNCTIONS AND DUTIES

By virtue of the authority vested in me by the Constitution and statutes, as President of the United States and Commander in Chief of the Army and Navy, and in order to coordinate and centralize the war policies and actions of the Government relating to petroleum with a view toward providing adequate supplies of petroleum for the successful prosecution of the war and for other essential purposes, it is hereby ordered as follows:

1. Whenever used in this order:

a. The term "petroleum" means petroleum, petroleum products, and associated hydrocarbons, including but not limited to natural gas, except that natural gas which has entered into gas transmission lines from field gathering lines shall not be so included.

b. The term "petroleum industry" means the production, refining, treating, storage, shipment, receipt, or distribution within the United States, its territories and possessions, of petroleum, exclusive of: (1) the transportation of petroleum, (2) the transmission of natural gas from the point of its entry into gas transmission lines from field gathering lines, and (3) the distribution of natural gas.

c. The term "transportation" means transportation as defined in U. S. Code, Title 49, section 1 (3) (a), and in Executive Orders No. 8989¹ and No. 9156.²

2. There is established a Petroleum Administration for War, at the head of which shall be a Petroleum Administrator who shall be directly responsible to the President. The Secretary of the Interior shall serve ex officio as Petroleum Administrator hereinafter referred to as the Administrator.

3. The Administrator shall:

a. Subject to the provisions of this order, establish basic policies and formu-

late plans and programs to assure for the prosecution of the war the conservation and most effective development and utilization of petroleum in the United States and its territories and possessions, issue necessary policy and operating directives to parties engaged in the petroleum industry, and appoint such general, regional, local, or functional petroleum industry committees or councils as the Administrator finds necessary: *Provided*, that no directive issued hereunder shall conflict with any direction which may be issued by the Chairman of the War Production Board pursuant to Paragraph 1 of Executive Order No. 9125 of April 7, 1942.³

b. Serve, as far as practicable, as the liaison and channel of communication between the units of the petroleum industry and the several departments and agencies of the Federal Government on matters directly involving the functions and duties of the Administrator.

c. (1) Obtain from the Departments of War and the Navy, the Office of Lend-Lease Administration, the Department of State and the Board of Economic Warfare, the several divisions and branches of the War Production Board, and such other Federal departments and agencies as may be appropriate, estimates of the amounts of petroleum which will be required from the United States, its territories and possessions, to meet direct and indirect military, and essential industrial and civilian, requirements; and compile and analyze such estimates and submit them to the War Production Board with recommendations for the allocation of petroleum to meet such requirements.

(2) Prepare and recommend to the War Production Board estimates of the quantities and kinds of material needed by the petroleum industry to produce, refine, store, distribute (excluding transportation), or otherwise make available the amount of petroleum recommended by the Administrator for allocation by the War Production Board.

d. Subject to the direction of the Chairman of the War Production Board, exercise the powers, authority, and the discretion conferred upon the Chair-

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¹ 6 F.R. 6725.

² 7 F.R. 3349.

³ 7 F.R. 2719.

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man by Paragraph 1 of Executive Order No. 9125 of April 7, 1942, by issuing, and taking appropriate action to enforce, such orders or directives to the petroleum industry as the Administrator may deem necessary, in order to:

(1) Provide adequate supplies of petroleum for military, or other essential uses; or

(2) Effect the proper distribution of such amounts of materials as the Chairman of the War Production Board may allot for the use of the petroleum industry.

e. Compile data and make continuing surveys with respect to the effect of the prices charged for petroleum upon the efficient wartime operations of the petroleum industry and the maintenance of adequate supplies of petroleum for war and essential industrial and civilian uses. On the basis of such surveys, the Petroleum Administrator shall consult with and recommend to the Administrator, Office of Price Administration, such upward or downward adjustments in the schedule of prices charged for petroleum as will, in the judgment of the Petroleum Administrator, assure the efficient wartime operation of the petroleum industry and the maintenance of adequate supplies of petroleum for war, and essential industrial and civilian uses. In order to enable the Petroleum Administrator to make appropriate recommendations, the Price Administrator shall advise with the Petroleum Administrator prior to the establishment or

alteration by the Price Administrator of any schedule of prices to be charged for petroleum.

f. Be advised of all plans or proposals which deal with the civilian rationing of petroleum and consult with rationing authorities in the development of such plans or proposals; and, in those instances where rationing is for the purpose of maintaining adequate supplies of petroleum for war and essential industrial and civilian requirements, determine, after advising with the War Production Board, the areas and the times within which such rationing should be effective and the amount of petroleum available for such purpose.

g. Consult with the War Shipping Administration with respect to the assignment of tankers and the movement of petroleum, and, subject to the requirements of the Departments of War and the Navy, recommend allocations as between units of the petroleum industry of available tankers under the control of the War Shipping Administration.

h. Designate the quantity and kind of petroleum to be shipped and received by those engaged in the petroleum industry, and certify such designations to the Office of Defense Transportation for appropriate action in providing the necessary transportation.

i. Review all plans or proposals for the construction, extension, enlargement or interconnection of petroleum pipe lines; subject to the over-all responsibilities of the Office of Defense Transportation, approve such plans or proposals as are, in his judgment, necessary to provide adequate supplies of petroleum for war and other essential uses and recommend to the War Production Board programs covering the amounts and kinds of materials needed for such pipe lines. The Administrator shall direct the physical operation of petroleum pipe lines to the extent of prescribing the quantity and kind of petroleum to be transported by and the direction of flow through such pipe lines: *Provided*, that nothing herein shall be deemed to limit the functions and authority of the Office of Defense Transportation under Executive Order No. 8989 of December 18, 1941, with respect to the provision of necessary additional transportation facilities and equipment, or to coordinate and direct domestic traffic movements.

j. Advise the several Federal departments and agencies concerned with the construction, enlargement, or additional interconnection of any natural gas transmission line as to the supply and availability of natural gas at the proposed sources of production whenever such construction, enlargement, or interconnection will result in substantially altering the rate of production at such sources.

k. Perform the duties and responsibilities with relation to petroleum and the facilities used in the petroleum industry imposed by Executive Order No. 9165 of May 19, 1942, upon the Department of the Interior.

1. Certify to the various State regulatory bodies having jurisdiction with respect to the production of petroleum, the amounts and kinds of petroleum which should be produced in their respective States, and collaborate with such State regulatory bodies in the coordination of their activities with the programs and policies of the Administrator.

m. Keep the President informed with respect to the progress made in carrying out this order and perform such related duties as the President may from time to time assign or delegate to him.

4. The Administrator shall collaborate with the appropriate Federal departments and agencies authorized to determine plans and policies with respect to foreign petroleum activities. The Administrator shall, in conformity with such plans and policies, issue directives concerning the physical operations of their foreign petroleum facilities to units of the American petroleum industry which directly or indirectly engage in such operations in foreign countries. The Administrator shall be the channel of communication on foreign petroleum matters between the Federal departments and agencies and such units of the American petroleum industry.

5. The Administrator shall perform the functions with respect to rubber conferred upon the Office of Petroleum Coordinator for War by Executive Order No. 9246 of September 17, 1942,⁷ subject to such directives as the Rubber Director may issue pursuant to such order. Nothing in this order shall apply to or in any way limit the functions and authority, or the manner of executing the same, of the Chairman of the War Production Board or the Rubber Director in the exercise of control over and administration of the Nation's rubber program pursuant to said Executive Order No. 9246, or the functions and authority of any department, establishment or agency in the execution of such aspects of the rubber program in such manner and for such period of time as the Rubber Director may direct pursuant to said Executive Order.

6. Subject to such restrictions as may be imposed by the Departments of War and the Navy with respect to their own requirements, the several Federal departments and agencies shall supply such information and data as the Administrator may require in performing his functions and shall advise with the Administrator before undertaking any action which might affect the continuous, ready availability of petroleum for military and essential industrial and civilian needs. In order to assist him in carrying out the purposes of this order, the Administrator may establish or designate committees or groups of advisors, representing two or more departments or agencies of the Federal Government, or States. The Administrator shall meet at regular and special intervals with representatives of the various Federal departments and agencies having continuing functions directly related to petroleum or the petroleum industry.

⁷ 7 F.R. 7379.

7. The Administrator may appoint, with the approval of the President, a Deputy Administrator, who shall report directly to the Administrator, and to whom he may delegate any and all power, authority, and discretion conferred upon him by this order. The Deputy Administrator shall serve as Acting Administrator in the absence of the Administrator. The Administrator, within the limits of such funds as may be allocated or appropriated for the purpose, may employ necessary personnel and make provision for necessary supplies, facilities, travel, and services.

8. The Office of the Petroleum Coordinator for National Defense, later changed to the Office of Petroleum Coordinator for War, established by the letter of the President dated May 28, 1941, is abolished, and its personnel, records, property, and funds are transferred to the Petroleum Administration for War, effective fifteen days from the date of this order. All orders, directives, agreements, recommendations, and other documents issued or entered into under the functions, duties, and authorities of the Petroleum Coordinator for War shall remain in force as the responsibility of the Administrator until such time as he may revoke, alter, or otherwise change such documents under provisions of this Executive Order.

9. Nothing in this order shall be deemed to limit in any way the authority of the Departments of War and Navy to initiate or carry out directly, without review or approval by the Administrator, any action relating to petroleum or the petroleum industry which either Department deems to be a matter of military necessity or expediency and which arises in such areas and is of such military urgency as to require special or secret disposition; or to limit in any way the functions and authority of the Secretary of State, under the direction of the President, in the formation of the foreign policy and the conduct of the foreign relations of this Government; or to limit in any way the statutory powers of the Interstate Commerce Commission with respect to rates, charges, statistics, accounts, car service (including emergency service powers) or operating authority; or to limit in any way the exercise of the authority of the Federal Power Commission or the performance of its functions and authority under the Natural Gas Act (52 Stat. 821) as amended; or to limit the functions and authority of the Board of Economic Warfare under the Act of June 30, 1942 (56 Stat. 463); or to limit in any way the powers of the Price Administrator under the Emergency Price Control Act (56 Stat. 23) and as amended by Public Law 729—77th Congress, Second Session.

10. Any provisions of pertinent Executive Orders in conflict with the provisions of this order are hereby superseded: *Provided*, that nothing herein shall be deemed in any way to limit the functions and authority of the Chairman of the War Production Board under Executive Order No. 9024 of January 16, 1942,⁸ No.

9040 of January 24, 1942,⁹ No. 9125 of April 7, 1942, and No. 9246 of September 17, 1942; or to limit in any way the functions and authority of the Federal Power Commission under Executive Order No. 8202 of July 13, 1939;¹⁰ or to limit in any way the functions, duties, or authority of the War Shipping Administration with respect to the operation, control, purchase, requisition, charter, repair, use, or insurance of any vessel or cargo; or to limit the functions and authority of the Board of Economic Warfare under Executive Order No. 8839 of July 30, 1941,¹¹ as amended, No. 8900 of September 15, 1941,¹² No. 8926 of October 28, 1941,¹³ No. 8942 of November 19, 1941,¹⁴ and No. 9128 of April 13, 1942;¹⁵ or to limit the functions and authority of the Office of Lend-Lease Administration under Executive Order No. 8926 of October 28, 1941.

FRANKLIN D. ROOSEVELT

THE WHITE HOUSE,

December 2, 1942.

[F. R. Doc. 42-12787; Filed, December 2, 1942; 4:05 p. m.]

Regulations

TITLE 30—MINERAL RESOURCES

Chapter III—Bituminous Coal Division

[Docket No. A-1702]

PART 323—MINIMUM PRICE SCHEDULE, DISTRICT No. 3

ORDER GRANTING RELIEF, ETC.

Order granting temporary relief and conditionally providing for final relief in the matter of the petition of District Board No. 3 for the establishment of price classifications and minimum prices for the coals of certain mines in District No. 3.

An original petition, pursuant to section 4 II (d) of the Bituminous Coal Act of 1937, having been duly filed with this Division by the above-named party, requesting the establishment, both temporary and permanent, of price classifications and minimum prices for the coals of certain mines in District No. 3; and

It appearing that a reasonable showing of necessity has been made for the granting of temporary relief in the manner hereinafter set forth; and

No petitions of intervention having been filed with the Division in the above-entitled matter; and

The following action being deemed necessary in order to effectuate the purposes of the Act;

It is ordered, That, pending final disposition of the above-entitled matter, temporary relief is granted as follows: Commencing forthwith, § 323.6 (*Alphabetical list of code members*) is amended by adding thereto Supplement R-I, § 323.8 (*Special prices—(b) Railroad fuel prices for all movements except via*

¹⁷ 7 F.R. 527.

¹⁸ 4 F.R. 3243.

¹⁹ 6 F.R. 3823.

²⁰ 6 F.R. 4795.

²¹ 6 F.R. 5519.

²² 6 F.R. 5909.

²³ 7 F.R. 2809.

⁸ 7 F.R. 329.

takes) is amended by adding thereto Supplement R-II, § 323.8 (*Special prices via all takes—all ports*) is amended by adding thereto Supplement R-III, and § 323.23 (*General prices*) is amended by adding thereto Supplement T, which supplements are hereinafter set forth and hereby made a part hereof.

It is further ordered, That pleadings in opposition to the original petition in the above-entitled matter and applications to stay, terminate or modify the temporary relief herein granted may be filed with the Division within forty-five (45) days from the date of this order, pursuant to the Rules and Regulations Governing Practice and Procedure before

the Bituminous Coal Division in Proceedings Instituted Pursuant to section 4 II (d) of the Bituminous Coal Act of 1937. *It is further ordered*, That the relief herein granted shall become final sixty (60) days from the date of this order, unless it shall otherwise be ordered.

The price classifications and minimum prices set forth in the schedules attached are based upon the price classification

Dated: November 12, 1942.

[SEAL] DAN H. WHEELER,
Director.

TEMPORARY AND CONDITIONALLY FINAL EFFECTIVE MINIMUM PRICES FOR DISTRICT NO. 3

NOTE: The material contained in these supplements is to be read in the light of the classifications, prices, instructions, exceptions, and other provisions contained in Part 323, Minimum Price Schedule for District No. 3 and supplements thereto.

FOR ALL SHIPMENTS EXCEPT TRUCK

§ 323.6 Alphabetical list of code members—Supplement R-I

[Alphabetical listing of code members having railway loading facilities, showing price classification by size group numbers]

Mine index No.	Code member	Mine name	Seam	Shipping point	Railroad	Freight origin group No.	Size group Nos.																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																				
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471	Barnes, Oral & Son (Oral Barnes)	Barnes	Pittsburgh	Everson, W. Va.	B&O	61	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE	DE

For River and Ex-River Shipments Mine Index No. 462 will take the same prices as mines with Index Numbers 42-54-100-106-113-119-121-127-130-132-1203-1223 and 1219 shown in § 323.8 (e) and § 323.8 (f) in Minimum Price Schedule for District No. 3, Docket No. A-109, District No. A-1612, and adjustments thereto, with the following exceptions:

- (1) When shipments of classification "D" are made from Mine Index No. 462 the prices in § 323.8 (e) and § 323.8 (f) in minimum Price Schedule for District No. 3 must be increased ten cents (10¢) per net ton.
- (2) When shipments of classification "E" are made from Mine Index No. 462 the prices in § 323.8 (e) and § 323.8 (f) in minimum Price Schedule for District No. 3 must be increased five cents (5¢) per net ton.
- (3) Indicates no classification effective for this Size Group.

§ 323.8 *Special prices—(b) Railroad fuel prices for all movements except via lakes—Supplement R-II.*

For railroad fuel prices add these mine index numbers to the respective groups set forth in § 323.8 (b) in Minimum Price Schedule. Group No. 1: 459, 462, 464, 465, 471, 1189; Group No. 2: 463; Group No. 5: 1346.

§ 323.8 *Special prices—(c) Railroad fuel prices for movement via all lakes—all ports—Supplement R-III.*

For railroad fuel prices add these mine index numbers to the respective groups set forth in § 323.8 (c) in Minimum Price Schedule. Group No. 1: 459, 462, 464, 465, 471, 1189; Group No. 2: 463; Group No. 5: 1346.

FOR TRUCK SHIPMENTS

§ 323.23 General prices—Supplement T

[Prices in cents per net ton for shipment into all market areas]

Code member index	Mine Index No.	Mine	Seam	County	Size Groups						
					Lump over 2", egg over 2", bottom size	Lump 2", egg 2", bottom size, but over 1 1/2"	Lump 1 1/2" and under, egg 1 1/2" and under, bottom size	All nut and pea 2" and under	Run of mine result-ant over 2"	1 1/2" and 2" slack	3/4" slack
					1	2	3	4	5	6	7
Barnes, Oral & Son (Oral Barnes).	471	Barnes.....	Pittsburgh.....	Harrison.....	243	238	238	213	213	198	188
Benson, Ben R.	442	Benson.....	M. V. Freeport...	Preston.....	245	245	245	220	220	210	200
Buckeye Development Company, Inc. c/o J. W. Johnson.	1346	Buckeye.....	Coalburg.....	Braxton.....	273	268	268	243	243	233	213
DeMotto, James.	467	Brady #1.....	H. V. Kittanning.	Randolph.....	228	223	223	198	198	188	178
Haught, Kenneth.	462	Haught #2.....	Pittsburgh.....	Marion.....	243	238	238	213	213	198	188
Holt, M. S. Jr.	463	J-H.....	Redstone.....	Lewis.....	243	238	238	213	203	198	188
Morgan, A. V.	459	Kester.....	Pittsburgh.....	Harrison.....	243	238	238	213	213	198	188
Proudfoot, J. H.	460	J. H. Proud-foot.	Pittsburgh.....	Barbour.....	243	238	238	213	213	198	188
Stevens, O. W. & Son (O. W. Stevens).	464	Thompson.....	Pittsburgh.....	Harrison.....	243	238	238	213	213	198	188
Stires & Shreve (Okey Shreve).	466	No. 1.....	Pittsburgh.....	Harrison.....	243	238	238	213	213	198	188
Suttle, Enos.	469	Wade Rhodes.	Pittsburgh.....	Lewis.....	243	238	238	213	213	198	188
West Fork Collieries, Inc. c/o W. D. Evans.	465	Vincent #4....	Pittsburgh.....	Harrison.....	243	238	238	213	213	198	188

[F. R. Doc. 42-12751; Filed, December 2, 1942; 11:05 a. m.]

[Docket No. A-1718]

PART 328—MINIMUM PRICE SCHEDULE, DISTRICT NO. 8

ORDER GRANTING RELIEF, ETC.

Order granting temporary relief and conditionally providing for final relief in the matter of the petition of District Board No. 8 for establishment of price classifications and minimum prices for the coals of certain mines in District No. 8.

An original petition, pursuant to section 4 II (d) of the Bituminous Coal

Act of 1937, having been duly filed with this Division by the above-named party, requesting the establishment, both temporary and permanent, of price classifications and minimum prices for the coals of certain mines in District No. 8, and for changes in shipping points; and

It appearing that a reasonable showing of necessity has been made for the granting of temporary relief in the manner hereinafter set forth; and

No petitions of intervention having been filed with the Division in the above-entitled matter; and

The following action being deemed necessary in order to effectuate the purposes of the Act;

Now, therefore, it is ordered, That, pending final disposition of the above-entitled matter, temporary relief is granted as follows: Commencing forthwith, § 328.11 (*Alphabetical list of code members*) is amended by adding thereto Supplement R and § 328.34 (*General prices for high volatile coals in cents per net ton for shipment into all market areas*) is amended by adding thereto Supplement T, which supplements are hereinafter set forth and hereby made a part hereof.

It is further ordered, That pleadings in opposition to the original petition in the above-entitled matter and applications to stay, terminate or modify the temporary relief herein granted may be filed with the Division within forty-five (45) days from the date of this order, pursuant to the Rules and Regulations Governing Practice and Procedure before the Bituminous Coal Division in Proceedings Instituted Pursuant to section 4 II (d) of the Bituminous Coal Act of 1937.

It is further ordered, That the relief herein granted shall become final sixty (60) days from the date of this order, unless it shall otherwise be ordered.

The correct name for the code member operating the Everidge & Bowen Mine, Mine Index No. 5732 is Has Bowen.

The correct name for the mine operated by R. C. Rowe, Mine Index No. 5763, is Elkhorn.

The correct names of the code members operating the Phillips Mine, Mine Index No. 5756, are Odas Phillips and A. Y. Phillips (Odas Phillips).

The correct name for the code member operating Mine No. 3, Mine Index No. 5765 is B. & C. Coal Company.

No relief is granted for the Poplar Lick Mine, Mine Index No. 5643, operated by the Garmead Coal Company or No. 2 Mine, Mine Index No. 5746 operated by T. V. McMahan as requested by petitioner for the reasons set forth in an order severing that portion of Docket No. A-1718 which relates to these mines and designating such portion as Docket No. A-1718, Part II.

Dated: November 19, 1942.

[SEAL]

DAN H. WHEELER,
Director.

TEMPORARY AND CONDITIONALLY FINAL EFFECTIVE MINIMUM PRICES FOR DISTRICT 8

NOTE: The material contained in these supplements is to be read in the light of the classifications, prices, instructions, exceptions and other provisions contained in Part 328, Minimum Price Schedule for District No. 8 and supplements thereto.

FOR ALL SHIPMENTS EXCEPT TRUCK

§ 328.11 Alphabetical list of code members—Supplement R

[Alphabetical list of code members having railway loading facilities, showing price classifications by size groups for all uses except as separately shown]

Mine Index No.	Code member	Mine name	High volatile seam	Subdistrict No.	Shipping point	Railroad	Freight origin group	Price classifications by size group Nos.																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																				
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5755	B. & C. Coal Co.	No. 3	Bon Air No. 2	6	Wilder, Tenn.	T. C.	210	P	P	M	L	K	J	M	H	G	F	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O	L	O

¹ Denotes new shipping point, railroad and Freight Origin Group number. Shipping point at Elijah, Tenn., on the Tenn. R. R. in Freight Origin Group No. 71 shall no longer be applicable.

² Indicates change in seam designation.

³ Denotes new shipping point, Shipping point at Silbert, Kentucky, shall no longer be applicable.

⁴ Denotes change in railroad and Freight Origin Group number. The Tenn. R. R. in Freight Origin Group No. 71 shall no longer be applicable.

⁵ Indicates previously classified these size groups.

⁶ Indicates no classifications effective for these size groups.

⁷ Denotes new shipping point, railroad and Freight Origin Group number. Shipping point at Woodbine, Kentucky, on the L. & N. R. R. in Freight Origin Group No. 111 shall no longer be applicable.

⁸ Denotes new shipping point. Shipping point at Hulen, Kentucky, shall no longer be applicable.

⁹ Indicates previously classified these size groups.

¹⁰ Indicates no classifications effective for these size groups.

§ 328.34 General prices for high volatile coals in cents per net ton for shipment into all market areas—Supplement T—Continued

Code member index	Mine	Seam	Base sizes							
			1	2	3	4	5	6	7	8
SUBDISTRICT No. 1—BIG SANDY-ELKHORN										
GREENUP COUNTY, KY.										
Gullett & Gard (H. G. Gullett)	Burnett	No. 7	285	265	230	240	225	230	170	165
LAWRENCE COUNTY, KY.										
Hall, Daniel	Hall	McHenry	285	265	230	240	225	230	170	165
Spencer, Charles	Mannie Ball		285	265	230	240	225	230	170	165
LETCHER COUNTY, KY.										
Everidge & Bowen (Has Bowen)	Everidge & Bowen	Elkhorn	295	275	240	240	225	230	180	175
PIKE COUNTY, KY.										
Beldner, Elmer	Beldner	Auxier	270	250	(*)	225	215	(*)	160	155
Rowe, R. C.	Elkhorn	Elkhorn	295	275	240	250	235	230	190	185
Stewart Elkhorn Coal Co. (J. E. Bowman)	Stewart No. 1	Lower Elkhorn	295	275	240	250	235	(*)	190	185
SUBDISTRICT No. 3—HAZARD										
LETCHER COUNTY, KY.										
Elkhorn & Jellico Coal Co.	Wolram		(*)	(*)	(*)	(*)	(*)	(*)	(*)	(*)
FERRY COUNTY, KY.										
Kentucky Hayslen Coal Co.	Hayslen No. 2	Hazard No. 5-A	285	265	240	225	215	230	165	160
SUBDISTRICT No. 4—KANAWHA										
BOONE COUNTY, W. VA.										
Comer, O. E. (O. E. Comer Coal Co.)	Short Creek	No. 2 Gas	290	270	250	250	225	240	185	180
RALEIGH COUNTY, W. VA.										
Raleigh-Wyoming Mining Co.	No. 6	No. 2 Gas	(t)	(t)	255	(t)	(t)	245	(t)	(t)
SUBDISTRICT No. 6—SOUTHERN APPALACHIAN										
BELL COUNTY, KY.										
Morehead, George C.	Demp's Rains	Jellico	305	285	240	260	235	230	175	170

* Indicates change in seam designation.

* Indicates previously classified these size groups.

† Indicates no classification effective for these size groups.

[P. R. Doc. 42-12753; Filed, December 2, 1942; 11:04 a. m.]

PART 335—MINIMUM PRICE SCHEDULE,
DISTRICT No. 15

ORDER GRANTING RELIEF, ETC.

Order granting temporary relief and conditionally providing for final relief in the matter of District Board No. 15 for establishment of price classifications and minimum prices for certain mines.

An original petition pursuant to section 4 II (d) of the Bituminous Coal Act of 1937, having been duly filed with this Division by the above-named party, requesting the establishment, both temporary and permanent, of price classifications and minimum prices for the coals of certain mines in District No. 15; and

It appearing that a reasonable showing of necessity has been made for the granting of temporary relief in the manner herein after set forth; and

No petitions of intervention having been filed with the Division in the above-entitled matter; and

The following action being deemed necessary in order to effectuate the purposes of the Act:

It is ordered, That, pending final disposition of the above-entitled matter, temporary relief is granted as follows: Commencing forthwith, § 335.5 (Alphabetical list of code members) is amended by adding thereto Supplement R, and § 335.24 (General prices in cents per net ton for shipment into all market areas) is amended by adding thereto Supplement T, which supplements are herein after set forth and hereby made a part hereof.

It is further ordered, That pleadings in opposition to the original petition in the above-entitled matter and applications to stay, terminate or modify the temporary relief herein granted may be filed with the Division within forty-five (45) days from the date of this order, pursuant to the Rules and Regulations Governing Practice and Procedure before the Bituminous Coal Division in Proceedings Instituted Pursuant to section 4 II (d) of the Bituminous Coal Act of 1937.

It is further ordered, That the relief herein granted shall become final sixty (60) days from the date of this order, unless it shall otherwise be ordered.

FOR TRUCK SHIPMENTS

§ 335.24

General prices in cents per net ton for shipment into all market areas—Supplement T

Code member index	Mine index No.	Mine	Production group No.	County
Goode, C. S. (C. S. Goode Coal Co.)	1651	C. S. Goode Coal Co.	2	Linn, Kans.
Kansas Coal Co., The	1653	Kansas Coal Co. #2	1	Barton, Mo.
Morris Brothers (J. R. Morris)	1647	Morris #2	1	Crawford, Kans.

†Indicates no classifications effective for these size groups.

[F. R. Doc. 42-12754; Filed, December 2, 1942; 11:05 a. m.]

The price classifications and minimum prices set forth in the Schedules attached hereto are based upon the price classifications and minimum prices in effect on October 1, 1942, for comparable and analogous coals and reflect the changes, if

any, made in minimum prices by the Acting Director's order of August 28, 1942, 7 F.R. 6943, in General Docket No. 21. Dated: November 18, 1942.
[SEAL] DAN H. WHEELER,
Director.

TEMPORARY AND CONDITIONALLY FINAL EFFECTIVE MINIMUM PRICES FOR DISTRICT No. 15

NOTE: The material contained in these supplements is to be read in the light of the classifications, prices, instructions, exceptions and other provisions contained in Part 335, Minimum Price Schedule for District No. 15 and supplements thereto.

FOR ALL SHIPMENTS EXCEPT TRUCK

§ 335.5 Alphabetical list of code members—Supplement R

(Alphabetical list of code members showing price classification by size group for domestic, commercial and industrial use)

Code member	Mine index No.	Mine name	Prod. Group No.	Shipping point	RR	Price classification by size group
Tucker, Sargota & Cervelli (L. L. Tucker).	1026	Tucker.	7	Dow, Okla.	Pitt. Co.	102 A A A (t) A (t) A (t) A (t)
						1 2 3 4 5 6 7 8 9 10 11 12 13 14 15

A is Market Area list price as listed in Minimum Price Schedule.
†Indicates no classifications effective for these size groups.

FOR TRUCK SHIPMENTS

§ 335.24 General prices in cents per net ton for shipment into all market areas—Supplement T

Code member index	Mine index No.	Mine	Production group No.	County	3" lump	1/4" up	10" x 1 1/2"	10" x 1 1/4"	3" x 2"	3" x 1 1/4"	2" x 1 1/4"	1 1/4" x 1"	Mine run	3" x 0	1 1/4" x 3/8" (R)	1 1/4" x 1/2" (W)	1 1/4" x 5/8" (R)	1 1/4" x 3/4" (R)	1 1/4" x 1" (R)	1 1/4" x 1 1/4" (R)
Goode, C. S. (C. S. Goode Coal Co.)	1651	C. S. Goode Coal Co.	2	Linn, Kans.	260	260	260	260	225	220	205	200	220	195	185	180	180	180	160	45
Kansas Coal Co., The	1653	Kansas Coal Co. #2	1	Barton, Mo.	270	270	270	270	245	230	215	220	230	205	190	185	185	185	145	45
Morris Brothers (J. R. Morris)	1647	Morris #2	1	Crawford, Kans.	270	270	270	270	245	230	215	220	230	205	190	185	185	185	145	45

†Indicates no classifications effective for these size groups.

TITLE 31—MONEY AND FINANCE: TREASURY

Chapter I—Monetary Offices

[General License HC-1, as Amended]

PART 134—GENERAL LICENSES UNDER REGULATIONS OF THE GOVERNOR OF HAWAII RELATING TO CURRENCY

NOVEMBER 21, 1942.

General License No. HC-1¹ is amended to read as follows:

§ 134.1 *General License HC-1.* (a) A general license is hereby granted authorizing any person who is about to leave the Territory of Hawaii to receive United States currency of other than Hawaiian Series from any bank within the Territory of Hawaii for use outside of the Territory of Hawaii, and any bank within the Territory of Hawaii is authorized to deliver such currency to any such person: *Provided*, That any person receiving currency pursuant to this general license shall, at the time such currency is received, execute and present to the bank delivering such currency a certification on Form TFR-H29.

(b) Each bank delivering currency pursuant to this general license shall, at the beginning of each calendar month, file with the Office of the Governor of Hawaii all certifications on Form TFR-H29 presented to such bank during the preceding month.

(c) This general license shall not be deemed to affect, alter, or limit General Orders No. 51, Office of the Military Governor, 9 January 1942.

[SEAL] INGRAM M. STAINBACK,
Governor of Hawaii.

[F. R. Doc. 42-12805; Filed, December 3, 1942;
11:31 a. m.]

[General License HC-5, as Amended]

PART 134—GENERAL LICENSES UNDER REGULATIONS OF THE GOVERNOR OF HAWAII RELATING TO CURRENCY

NOVEMBER 21, 1942.

General License No. HC-5² is amended to read as follows:

§ 134.5 *General License HC-5.* (a) A general license is hereby granted authorizing any bank in the Territory of Hawaii to receive United States currency of other than Hawaiian Series from any person for deposit or exchange for United States currency, Hawaiian Series: *Provided*, That a duly executed certification on Form TFR-H30 is obtained from such person by the bank receiving such currency.

(b) Each bank receiving currency of other than Hawaiian Series pursuant to this general license shall, at the beginning of each calendar month, file with the Office of the Governor of Hawaii all certifications on Form TFR-H30 presented to such bank during the preceding month.

[SEAL] INGRAM M. STAINBACK,
Governor of Hawaii.

[F. R. Doc. 42-12806; Filed, December 3, 1942;
11:31 a. m.]

¹ 7 F.R. 5900.

² 7 F.R. 6255.

TITLE 32—NATIONAL DEFENSE

Chapter IX—War Production Board

Subchapter B—Director General for Operations

PART 971—ETHYL ALCOHOL AND RELATED COMPOUNDS

[Amendment 3 to General Preference Order M-30, as Amended Aug. 8, 1942]

Section 971.1 *General Preference Order M-30*,¹ as amended August 8, 1942 is hereby amended in the following respects:

1. Paragraph (c) (2) is amended to read:

(2) No person shall during any calendar quarter commencing January 1, 1943, accept delivery of ethyl alcohol for a purpose set forth below in excess of 50% of the quantity of alcohol which was used (distributed in the case of a distributor) for such purpose during the corresponding calendar quarter in the 12-months period ended June 30, 1941; and no person shall during the month of December, 1942 accept delivery of ethyl alcohol for a purpose set forth below in excess of 50% of the quantity of ethyl alcohol which he used (distributed in the case of a distributor) for such purpose during December, 1940; *Provided further, however*, That the quantity of ethyl alcohol used (or distributed) by such person for such purpose in the fourth quarter of 1942 shall not exceed 70% of the quantity used by him for such purpose in the corresponding quarter of 1940:

Candy glazes.
Shoe polish.
Deodorant sprays (non-body)
All toiletries and cosmetics including but not limited to:
Hair and scalp preparations.
Bay rum.
Shampoos.
Face and hand creams and lotions.
Body deodorants.
Toilet waters.
Perfume and perfume materials, tinctures and fixatives.
Toilet soaps (including shaving cream).
Mouth washes.
Tooth cleaning preparations.
Witch hazel.

For the purposes of this paragraph (c) (2) all toiletry and cosmetic uses of ethyl alcohol shall be considered as a whole, and the use during the base period of ethyl alcohol in a particular toiletry or cosmetic product may be used to support the future use of ethyl alcohol (in the indicated percentage) in a different toiletry or cosmetic product. For example, ethyl alcohol used in toilet waters during the base period would support the future manufacture of after shave lotions containing ethyl alcohol.

2. Paragraph (c) (6) is amended to read:

(6) No producer or distributor shall deliver any ethyl alcohol to any person during any calendar quarter unless, prior to such delivery, the deliverer shall have submitted to the deliverer a certificate, properly filled out and manually signed by a duly authorized official, in substantially the following form:

¹ 7 F.R. 6204, 8380, 9301.

The delivery, during the calendar quarter of ----- gallons of alcohol, which the undersigned requires for a purpose set forth, either specifically or otherwise, in paragraph (c) () of General Preference Order No. M-30, as amended, and in connection with which this certificate is submitted, will not be, taking into consideration ----- alcohol received and to be received during this calendar quarter from all sources, in excess of ----- percent of the quantity of ----- alcohol which the undersigned used for the same purpose during the corresponding calendar quarter in the twelve months' period ended June 30, 1941, and will not be in excess of the quantity of ----- alcohol to which the undersigned is entitled pursuant to said order, with the terms of which the undersigned is familiar.

Dated

(Name of Deliverer)
By -----
(Duly Authorized Official)

If a delivery is for one of the purposes specified in subparagraph (c) (4) hereof, it will be sufficient to certify to that fact alone. If a delivery is for use in cutting shellac, delivery shall not be made by a producer or distributor unless the certificate of the deliverer shall set forth (in addition to the foregoing): "The quantity of ethyl alcohol received and to be received during the month for which delivery is hereby ordered will not exceed the quantity thereof required to cut and thin the quantity of shellac allocated to the undersigned for such month under Conservation Order No. M-106."

(P.D. Reg. 1, as amended, 6 F.R. 6680; W.P.B. Reg. 1, 7 F.R. 561; E.O. 9024, 7 F.R. 329; E.O. 9040, 7 F.R. 527; E.O. 9125, 7 F.R. 2719; sec. 2 (a), Pub. Law 671, 76th Cong., as amended by Pub. Laws 89 and 507, 77th Cong.)

Issued this 2d day of December 1942.

ERNEST KANZLER,
Director General for Operations.

[F. R. Doc. 42-12762; Filed, December 2, 1942;
2:08 p. m.]

PART 1028—DOMESTIC COOKING APPLIANCES

[Supplementary Limitation Order L-23-d]

In order to permit an increase in the production during the balance of 1942 and the first quarter of 1943 of domestic heating stoves using coal or wood as fuel, notwithstanding the general prohibitions of Supplementary General Limitation Order No. L-23-c,¹ the following supplementary order is hereby adopted:

§ 1028.5 *Supplementary Limitation Order L-23-d—(a) Production until January 31, 1943.* Until January 31, 1943, any Class C manufacturer may use in the production of domestic heating stoves using coal or wood as fuel any iron or steel without regard to the limitations of Supplementary General Limitation Order No. L-23-c, or amendments thereto, relating to total weight or weight per unit.

(b) *Quotas for February and March 1943.* During the months of February and March, 1943, any Class C manufacturer may use in the production of do-

¹ 7 F.R. 3571, 5119, 5556, 8647.

mestic heating stoves using coal or wood as fuel iron and steel up to, but not in excess of, three times 50% of the monthly average of iron and steel used by him in the manufacture of domestic heating stoves during the base period.

This order shall expire March 31, 1943.

(P.D. Reg. 1, as amended, 6 F.R. 6680; W.P.B. Reg. 1, 7 F.R. 561; E.O. 9024, 7 F.R. 329; E.O. 9040, 7 F.R. 527; E.O. 9125, 7 F.R. 2719; sec. 2 (a), Pub. Law 671, 76th Cong., as amended by Pub. Laws 89 and 507, 77th Cong.)

Issued this 3d day of December 1942.

ERNEST KANZLER,
Director General for Operations.

[F. R. Doc. 42-12801; Filed, December 3, 1942;
10:31 a. m.]

Chapter XI—Office of Price Administration
PART 1312—LUMBER AND LUMBER PRODUCTS
[Rev. MPR 109]

AIRCRAFT LUMBER

The title, preamble, and section numbers of Maximum Price Regulation 109—Aircraft Spruce,¹ are amended and renumbered to read as set forth herein.

In the judgment of the Price Administrator it is necessary and proper to establish maximum prices for sales of aircraft lumber which differ, in certain respects, from those heretofore established by applicable maximum price regulations. The several species of this type of lumber have been incorporated into this single maximum price regulation.

The Price Administrator has ascertained and given due consideration to the prices of aircraft lumber prevailing between October 1 and 15, 1941, and has made adjustments for such relevant factors as he has determined and deemed to be of general applicability. So far as practicable, the Price Administrator has advised and consulted with representative members of the industries which will be affected by this regulation.

In the judgment of the Price Administrator the maximum prices established by this regulation are and will be generally fair and equitable and will effectuate the purposes of the Emergency Price Control Act of 1942, as amended. A statement of the considerations involved in the issuance of this regulation has been prepared, issued simultaneously herewith, and has been filed with the Division of the Federal Register.* Therefore, under the authority vested in the Price Administrator by the Emergency Price Control Act of 1942, as amended, and Executive Order No. 9250, and in accordance with Revised Procedural Regulation No. 1,² issued by the Office of Price Administration, Revised Maximum Price Regulation No. 109 is hereby issued.

Sec.

1312.351 Sales of aircraft lumber at higher than maximum prices prohibited.

*Copies may be obtained from the Office of Price Administration.

¹ 7 F.R. 2238, 2543, 5667, 8585, 8948.

² 7 F.R. 8961.

Sec.

1312.352 To what transactions, products, and persons this ceiling applies.
1312.353 Petitions for adjustment and amendment.

1312.354 Prohibited practices.

1312.355 Records and reports.

1312.356 Enforcement and licensing.

1312.357 Relation to other regulations.

1312.358 Delivered prices.

1312.359 Prices for special grades, specifications, services, and other extras not specifically priced in Appendix A.

1312.360 Effective date.

1312.361 Appendix A: Maximum prices for aircraft lumber.

AUTHORITY: §§ 1312.351 to 1312.361, inclusive, issued under Pub. Laws 421 and 729, 77th Cong.; E. O. 9250, 7 F. R. 7871.

§ 1312.351 *Sales of aircraft lumber at higher than maximum prices prohibited.*

(a) On and after December 7, 1942, regardless of any contract or other obligation, no person shall sell or deliver, and no person shall buy or receive in the course of trade or business, any aircraft lumber at prices higher than the maximum prices fixed by this Revised Maximum Price Regulation No. 109, and no person shall agree, offer or attempt to do any of these things.

(b) Prices lower than the maximum prices may, of course, be charged and paid.

§ 1312.352 *To what transactions, products, and persons this ceiling applies—(a) What transactions are covered.* This regulation, unlike most other lumber regulations, is not limited to direct-mill sales. It covers all sales of aircraft lumber, whether sold out of a mill, remanufacturing plant, or distribution yard.

(b) *What products are covered.* This Revised Maximum Price Regulation No. 109 covers all aircraft lumber, whether the grades, sizes, and specifications are specifically named in the price tables in Appendix A or not.

Aircraft lumber means any lumber suitable for use in building aircraft, in grades equal to, or better than, the lowest grade priced in Appendix A of the following species: Sitka spruce (*Picea sitchensis*), Red spruce (*Picea rubens*), White spruce (*Picea canadensis*), Noble fir (*Abies nobilis*), Western hemlock (*Tsuga heterophylla*), Yellow poplar (*Liriodendron tulipifera*), Douglas fir (*Pseudotsuga taxifolia*).

The term "aircraft lumber" is not intended to include any lumber machined or remanufactured to the exact tolerance required for incorporation into the aircraft.

(c) *What persons are covered.* Any person who makes the kind of sale covered by this regulation is subject to it. The term "person" includes: an individual, corporation, partnership, association, or any other organized group; their legal successors or representatives; the United States, or any government or any of its political subdivisions; or any agency of any of the foregoing.

§ 1312.353 *Petitions for adjustment and amendment—(a) Government contracts.* (1) The term "government con-

tracts" is here used to include any contract with the United States or any of its agencies, or with the Government or any governmental agency of any country whose defense the President deems vital to the defense of the United States under the terms of the Act of March 11, 1941, entitled "An Act to Promote the Defense of the United States". It also includes any subcontract under this kind of contract.

(2) Any person who has made or intends to make a "government contract" and who thinks that a maximum price in this Revised Maximum Price Regulation 109 is impeding or threatens to impede production of lumber which is essential to the war program and which is or will be the subject of the contract, may file an application for adjustment in accordance with Procedural Regulation No. 6.³ A copy can be had at any office of the Office of Price Administration.

(3) As soon as the application is filed, deliveries may be made at the requested price, subject to refund if the requested price is disapproved or lowered. The seller must tell the buyer that the delivery is made subject to this refund.

(b) *Petitions for amendment.* A person seeking any modification of this Regulation or any adjustment or exception not provided for in paragraph (a) of this section, may file a petition for amendment in accordance with Revised Procedural Regulation No. 1, a copy of which can be had at any office of the Office of Price Administration.

§ 1312.354 *Prohibited practices—(a) General.* Any practice which is a device to get the effect of a higher-than-ceiling price without actually raising the dollars and cents price is as much a violation of this Revised Maximum Price Regulation No. 109 as an outright over-ceiling price. This applies to devices making use of commissions, services, transportation arrangements, premiums, special privileges, tying-agreements, trade understandings and the like.

(b) *Specific practices.* The following are among the specific practices prohibited:

(1) Getting the effect of a higher price by changing credit practices or cash discounts from what they were in August 1941.

(2) Refusing to sell on an f. o. b. mill basis, and insisting on selling on a delivered basis.

(3) Unnecessarily routing lumber through a distribution yard.

(4) Quoting a gross price above the maximum price, even if accompanied by a discount, the effect of which is to bring the net price below the maximum.

(c) *Purchasing commissions.* No purchasing commission may be paid or received which is based on the amount or value of lumber purchased, if the purchase price plus the commission totals more than the price permitted by this regulation.

(d) *Adjustable pricing.* A price may not be made adjustable to a maximum price which will be in effect at some

³ 7 F.R. 5087, 5664.

time after delivery of the lumber has been completed, but the price may be adjustable to the maximum price in effect at the time of delivery.

§ 1312.355 *Records and reports*—(a) *Records.* All sellers of aircraft lumber must keep records which will show a complete description of the item of lumber sold, the name and address of the buyer, points of origin and destination, and the date of the sale and the price. Buyers must keep similar records, including the name and address of the seller. These records must be kept for any month in which the seller or buyer sold or bought 5,000 feet or more of aircraft lumber. They must be kept for two years for inspection by the Office of Price Administration. Any records which the Office of Price Administration later requires must also be kept.

(b) *Reports.* Any reports that the Office of Price Administration requires must be submitted.

§ 1312.356 *Enforcement and licensing.* (a) Persons violating any provision of this Revised Maximum Price Regulation No. 109 are subject to the criminal penalties, civil enforcement actions, suits for treble damages, and proceedings for revocation of licenses provided for by the Emergency Price Control Act of 1942, as amended, and Executive Order No. 9250.

(b) Persons who have evidence of any violation of this Regulation or of any other regulation or order issued by the Office of Price Administration are urged to communicate with the nearest field, state, or regional office of the Office of Price Administration or its principal office in Washington, D. C.

(c) War procurement agencies and their contracting or paying finance officers are not subject to any liability, civil or criminal, imposed by this regulation. "War procurement agencies" include the War Department, the Department of the Navy, the United States Maritime Commission and the Lend-Lease Section in the Procurement Division of the Treasury Department, or any of their agencies.

(d) All sellers of aircraft lumber under this regulation, except mills, have been licensed by Supplementary Order 18. This order, in brief, provides that a license is necessary, except for mills, to make sales under this Regulation. A license is automatically granted to all sellers making these sales. It is not necessary to apply specially for the license, but a registration may later be required. The Emergency Price Control Act of 1942, as amended, and Supplementary Order 18 tell the circumstances under which licenses may be suspended. The license cannot, of course, be transferred.

§ 1312.357 *Relation to other regulations*—(a) *General Maximum Price Regulation.* Any sale or delivery covered by Maximum Price Regulation 109 is not subject to the General Maximum Price Regulation.⁴

⁴ 7 F.R. 3153, 3330, 3666, 3990, 3991, 4339, 4487, 4659, 4738, 5027, 5192, 5276, 5365, 5445, 5484, 5565, 5775, 5783, 5784, 6007, 6058, 6081, 6216, 6615, 6794, 6939, 7093, 7322, 7454, 7758, 7913, 8431, 8831, 8942, 9004, 8942, 9435, 9615, 9616.

(b) *Maximum Export Price Regulation.* The maximum price for export sales of aircraft lumber is governed by the Revised Maximum Export Regulation.⁵

§ 1312.358 *Delivered prices*—(a) *General.* If the seller delivers the aircraft lumber to the purchaser, he may add to the maximum prices listed in Appendix A the cost of rail transportation from the original shipping point to the purchaser. No addition may be made for transportation costs incurred in trucking the lumber to the railhead. Any trucking costs other than such a truck haul may be added.

The invoice must in all cases show (1) the origin of the shipment, (2) the destination, and (3) the applicable freight rate, or in the case of a truck haul, the amount added for transportation and the distance hauled.

(b) *How to figure transportation costs.* (1) In determining the original shipping point, the shipment shall be considered as originating at the mill from which it was originally processed from the log, even though it may be further processed or remanufactured at another mill in transit.

(2) In determining the applicable freight rate, the rate from the originating mill direct to the purchaser shall apply.

(3) For a truck haul the seller shall charge the actual cost of such transportation. If the truck is his own, the actual cost is the average actual expense of operating the truck. If the truck is hired, the cost is, of course, the amount charged and paid for the truck haul.

(4) For a rail haul, the seller may figure the cost by multiplying the applicable freight rate by either actual weights or by the following estimated weights (even if the actual weight is less):

	Pounds per thousand feet
Sitka, red, or white spruce, and noble fir:	
Rough, green, (all sizes)-----	3,500
Rough, dry, 1"-----	2,600
Rough, dry, 1½, 1¾, 1½ and 2"-----	2,800
Rough, dry, 2½" and up-----	2,900
Western hemlock and yellow poplar:	
Rough, green, (all sizes)-----	4,000
Rough, dry, (all sizes)-----	3,000
Douglas Fir:	
Rough, green, (all sizes)-----	3,500
Rough, dry, 1"-----	2,700
Rough, dry, 1½, 1¾, 1½ and 2"-----	2,900
Rough, dry, 2½" and up-----	3,000

(5) If the seller should be required to unload or otherwise handle the lumber after it has left the mill, he may include in the cost of transportation the labor expense involved, if he shows this charge separately on the invoice and states on the invoice what was done and why it was necessary.

§ 1312.359 *Prices for special grades, specifications, services, and other extras not specifically priced in Appendix A.* (a) The maximum prices for special grades, specifications, or other extras, of aircraft lumber for which dollars and cents maximum prices are not estab-

lished by this Maximum Price Regulation No. 109 shall be the prices authorized by the Office of Price Administration. Authorization may be by either a letter or a telegram.

No special grades of aircraft lumber may be sold or delivered until the prospective seller has applied to the Office of Price Administration for authorization of a price. After the application has been made the seller may sell and deliver at the requested price, and may receive payment; but should the Office of Price Administration authorize a price lower than the requested price, the seller must refund the amount, if any, by which the amount paid exceeds the maximum price which is authorized.

In his application the seller shall certify the following facts to the Lumber Branch of the Office of Price Administration in Washington, D. C.:

(1) A complete description in detail of the special grade, specification, or other extra.

(2) The comparison of the special grade or specification with the grade or specification priced in the regulation which is most nearly comparable.

(3) The requested price.

(4) The price received for such special grade, specification, or other extra, on sales, if any, made prior to the effective date of this regulation.

(5) Any other facts which the seller wishes to give or which are requested by the Office of Price Administration to enable the Lumber Branch of the Office of Price Administration to determine a price on the special grade, specification, or other extra, which is in proper relation to the general level of prices established by the regulation.

(b) Any lumber yard which is located away from the producing area and near the consuming area which regularly stocks aircraft lumber in order to make quick deliveries of small quantities or which performs any other special services, and which can demonstrate that it cannot continue to perform these services at the maximum prices permitted by the regulation, and which can also demonstrate that these services are vital and necessary to aircraft production, may apply to the Lumber Branch of the Office of Price Administration in Washington, D. C., for permission to make an addition for these special services. The Lumber Branch may authorize or deny an addition by letter or telegram.

§ 1312.360 *Effective date.* (a) This Revised Maximum Price Regulation No. 109 (§§ 1312.351 to 1312.361, inclusive) shall become effective December 7, 1942.

(b) If aircraft lumber has been received before December 7, 1942, by a carrier, other than one owned or controlled by this seller, for shipment to a buyer, that shipment is not subject to this regulation. It remains subject to the terms of any regulation, whether the General Maximum Price Regulation or earlier version of this regulation, which covered it at the time the lumber was turned over to the carrier.

§ 1312.361 *Appendix A: Maximum prices for aircraft lumber per MBM.*

⁵ 7 F.R. 5059, 7242, 8829, 9000.

TABLE 2—Maximum prices, f. o. b. original shipping point, rough, green, for aero recovery grades.¹

	Aero recovery grades ¹		Douglas fir
	Sitka spruce—Noble fir—West Coast hemlock	Maximum price per M	
No. 1.....		\$190.00	
No. 2.....		120.00	
No. 3.....		90.00	
No. 4.....		50.00	

¹ Aero Recovery Grades are grades of Lumber from which certain fixed percentages of A Cuttings and B Cuttings (as defined later in this paragraph) can be recovered by remanufacture. Set forth below are the minimum percentages of A Cuttings and B Cuttings which each piece of each grade shall contain, as determined by visual inspection:

Aero recovery grade:	
No. 1.....	Minimum percentage of A and B cuttings
No. 2.....	40% A and the total of A and B shall not be less than 70%.
No. 3.....	25% A and the total of A and B shall not be less than 50%.
No. 4.....	25% A or 35% A and B, or 50% B.

"A Cutting" is a piece of lumber which meets American specifications for aircraft quality lumber and which is not less than 1" thick, not less than 3" wide, at least $\frac{3}{4}$ as long as the piece from which it is to be recovered or remanufactured, and shall not be less than 6' long.

"B Cutting" is a piece of lumber which meets the American specifications for aircraft quality lumber and which is not less than 1" thick, not less than 3' long, and which has a surface area of not less than 1 square foot.

TABLE 3—Maximum prices f. o. b. Seattle, Washington; Tacoma, Washington; Portland, Oregon; for rough, green aircraft lumber conforming to U. S. Treasury Department, Procurement Division, specifications

Species	Grade ¹	Maximum price
Sitka spruce, Noble fir, and western hemlock.....	Slabs; Hemlock; Noble spruce.....	\$265.00
	Ace High; Hem; N. F.....	215.00
	F.L.L.....	165.00
	Thin aero; TA Hem; T.A.N. F.....	155.00
	F.L.L.S.....	90.00
	H.G.S.....	130.00
	Laminas.....	100.00
	Slicing canals and silos.....	(2)
	France.....	(2)
	AS.....	145.00
Douglas fir.....	Y.....	115.00
	X.....	90.00

¹ The grade terms used herein refer to the specifications established by the U. S. Treasury Department, Procurement Division, and in effect on October 1, 1942.

² For Laminas grades, Slicing Canals and Silos, apply for price, in accordance with Section 1312.359.

³ For Kiln Dry T. A. Hem. add \$10.00 per M.

TABLE 1—Maximum prices f. o. b. original shipping point rough, green, for Army-Navy aeronautical specifications for Sitka spruce (AN-S-6); red spruce (AN-S-6); white spruce (AN-S-6); Noble fir (AN-F-6); western hemlock (AN-H-4)¹

[See footnote 4 for Douglas Fir (AN-F-7) ¹]

	Random length groups	Random thickness 2" and under	Random thickness over 2"	Specified thicknesses			
				1" and under	1 1/4"	1 1/2"	2" and thicker
Random lengths and random widths, 3' to 5 1/2'.....	3' to 5 1/2'.....	\$100.00	\$80.00	\$100.00	\$110.00	\$110.00	\$100.00
Random lengths and specified widths, 7 inches, or wider.	3' to 5 1/2'.....	105.00	90.00	105.00	115.00	115.00	105.00
Random lengths and random widths, 6' to 9 1/2'.....	6' to 9 1/2'.....	275.00	247.50	275.00	302.50	302.50	275.00
Random lengths and specified widths, 7 inches or wider.	6' to 9 1/2'.....	288.75	247.50	288.75	316.25	316.25	288.75
Random lengths and random widths, 10' to 13 1/4'.....	10' to 13 1/4'.....	375.00	337.50	375.00	412.50	412.50	375.00
Random lengths and specified widths, 7 inches or wider.	10' to 13 1/4'.....	393.75	337.50	393.75	431.25	431.25	393.75
Random lengths and random widths, 14' to 17 1/4'.....	14' to 17 1/4'.....	430.00	405.00	430.00	465.00	465.00	430.00
Random lengths and specified widths, 7 inches or wider.	14' to 17 1/4'.....	472.50	405.00	472.50	517.50	517.50	472.50
Random lengths and random widths, 18' to 22 3/4'.....	18' to 22 3/4'.....	500.00	450.00	500.00	550.00	550.00	500.00
Random lengths and specified widths, 7 inches or wider.	18' to 22 3/4'.....	535.00	450.00	535.00	575.00	575.00	535.00
Random lengths and random widths, 23' to 32'.....	23' to 32'.....	600.00	540.00	600.00	660.00	660.00	600.00
Random lengths and specified widths, 7 inches or wider.	23' to 32'.....	630.00	540.00	630.00	690.00	690.00	630.00
Random lengths and random widths, 6' to 20' (average 13').....	6' to 20' (average 13').....	425.00	382.50	425.00	467.50	467.50	425.00

NOTES:

Lengths:

1. In the case of random length groups other than those listed, the price shall be computed by determining the quantity falling into each of the named groups and pricing each such quantity at the random price listed for the group into which each such quantity falls.

2. In the case of specified lengths, the price for any length shall be the same as the random length price listed for the group other than groups 6' to 20', into which each such specified length falls.

Widths:

3. In the case of specified widths narrower than 7 inches the price for any width shall be the same as the random width price.

Miscellaneous:

4. Douglas Fir (AN-F-7), 1.55% of the price of corresponding item of Sitka Spruce.

5. For Kiln Dried the following additions to rough green prices may be made: 2" and thinner, add \$30.00 per 1,000 ft. B. M.; for thicker than 2" add \$30.00 per 1,000 ft. B. M., plus 10% of rough green price.

6. Footage of all thicknesses shall be computed on net size, board measure.

¹ These specifications refer to the Army-Navy Aeronautical Specifications, dated April 4, 1942, as amended.

TABLE 4—Maximum prices, f. o. b. original shipping point, rough, green, yellow poplar

No. 1—Aircraft grade ¹ —Shall admit only pieces that will yield 100%	Random length groups	Random thickness 1" to 2"	Specified thickness over 1"
Random lengths and random widths	3' to 5 1/2'	\$100.00	\$110.00
Random lengths and specified widths, 7 inches or wider	3' to 5 1/2'	105.00	115.00
Random lengths and random widths	6' to 9 1/2'	275.00	302.50
Random lengths and specified widths, 7 inches or wider	6' to 9 1/2'	288.75	316.25
Random lengths and random widths	10' to 13 1/2'	375.00	412.50
Random lengths and specified widths, 7 inches or wider	10' to 13 1/2'	393.75	431.25
Random lengths and random widths	14' to 17 1/2'	450.00	495.00
Random lengths and specified widths, 7 inches or wider	14' to 17 1/2'	472.50	517.50
Random lengths and random widths	6' to 20' (average 13')	425.00	467.50

¹The grade terms used herein refer to the specifications dated October 6, 1942 issued by N. H. L. A. and adopted by W. P. B.

Notes applicable to No. 1 aircraft grade:

Lengths:

1. In the case of random length groups other than those listed, the price shall be computed by determining the quantity falling into each of the named groups and pricing each such quantity at the random price listed for the group (other than 6' to 20') into which each such quantity falls.
2. In the case of specified lengths, the price for any length shall be the same as the random length price listed for the group (other than 6' to 20') into which each such specified length falls.

Widths:

3. Minimum width 3 inches.
4. In the case of specified widths narrower than 7 inches the price for any width shall be the same as the random width price.

Thickness:

5. Footage of all thicknesses shall be computed on net size, board measure.
6. For Specified thickness 1 inch and under the price shall be the same as "Random Thickness 1" to 2".
7. For Random Thickness over 2 inches, the price shall be the same as specified thickness over 1 inch.

Miscellaneous:

8. For lengths longer than 17 1/2', or any other specification not otherwise provided for, apply to Lumber Branch, Office of Price Administration, Washington, D. C., for a permitted addition in accordance with Section 1312.359.
9. For Kiln Dry, 1 1/2" and under add \$7.50 per M. Over 1 1/2" add \$15.00 per M.

TABLE 5—Maximum price, f. o. b. original shipping point, rough, green, for aero recovery grades¹ yellow poplar

No. 1 aircraft grade	\$190.00
Piece length, minimum 8 feet, multiples of 6" shall yield 10/12 or (83 1/3%) in cuttings 3" and wider, 3' and longer.	
No. 3 aircraft grade	\$130.00
Piece length, minimum 8 feet, multiples of 6" shall yield 8/12 or (66 2/3%) in cuttings 3" and wider, 3' and longer.	
No. 4 aircraft grade	\$90.00
Piece length, minimum 6 feet, multiples of 6" shall yield 6/12 or (50%) in cuttings 3" and wider, 3' and longer.	
Notes Applicable to No. 2, No. 3, and No. 4 Grades:	
Widths:	
1. All grades 4" and wider.	
2. Footage of all thicknesses shall be computed on net size, board measure.	
3. For Kiln Dry, 1 1/2" thick and under add \$7.50 per M. Over 1 1/2" thick add \$15.00 per M.	

¹The grade terms used herein refer to the specifications dated October 6, 1942 issued by N. H. L. A. and adopted by W. P. B.

Issued this 2d day of December 1942.

LEON HENDERSON,
Administrator.

[F. R. Doc. 42-12771; Filed, December 2, 1942;
2:50 p. m.]

PART 1315—RUBBER AND PRODUCTS AND MATERIALS OF WHICH RUBBER IS A COMPONENT

[MPR 149, Amendment 3]

MECHANICAL RUBBER GOODS

A statement of the considerations involved in the issuance of this amendment has been issued simultaneously herewith and filed with the Division of the Federal Register.*

In § 1315.21 paragraph (c) is amended and two new paragraphs (f) and (g) are added; in § 1315.27 paragraphs (b) (1) and (c) are amended; in § 1315.28 paragraphs (a), (b) and (c) are amended;

*Copies may be obtained from the Office of Price Administration.

¹ 7 F.R. 3889, 7173, 8699, 8948.

which cannot be priced under paragraphs (b) or (c) of this section.

(g) Once the manufacturer has determined his maximum price for the sale of a particular mechanical rubber good to a particular class of purchasers (as defined in paragraph (a) (4) of § 1315.31) that price is his maximum for all future sales of that mechanical rubber good to that class of purchasers. However, if the manufacturer sells that mechanical rubber good to a purchaser of a different class, he must determine his maximum price for that sale in accordance with the applicable provisions of this section. For example, if the manufacturer has determined the maximum price for 100 gaskets and he later receives an order for 10,000 gaskets, and if on October 1, 1941, it was his practice to sell 10,000 gaskets at a lower price per unit than 100 gaskets, the manufacturer must determine his maximum price for the sale of the 10,000 gaskets in accordance with the applicable provisions of this section.

§ 1315.23 *Export sales.* The maximum price at which a person may export any mechanical rubber goods shall be determined in accordance with the provisions of the Revised Maximum Export Price Regulation issued by the Office of Price Administration.

§ 1315.27 *Records.* * * *

(b) * * *

(1) Published and confidential price lists and discount sheets in effect on October 1, 1941, and all prices which the manufacturer regularly quoted in any other manner on that date.

(c) For all mechanical rubber goods listed in Appendix B, the same records as those required by paragraph (b) of this § 1315.27, except that the date January 5, 1942, shall in every case be substituted for the date October 1, 1941.

§ 1315.28 *Reports.* (a) Every manufacturer subject to the provisions of this Maximum Price Regulation No. 149, who has not already done so, shall file with the Office of Price Administration, Washington, D. C., on or before December 18, 1942:

(1) For all mechanical rubber goods listed in Appendix A:

(i) Published and confidential price lists and discount sheets in effect on October 1, 1941, and all other regularly quoted prices and discounts and all other deductions therefrom in effect on that date.

(ii) Price determining methods and rates used in the determination of the gross margin in effect on October 1, 1941, for those articles, the maximum prices of which are not established by this regulation by reference to a schedule or price list or some other regularly quoted price. If after December 7, 1942, the manufacturer produces any mechanical rubber goods, the gross margin for which is determined by methods and rates other than those he has already filed with the Office of Price Administration, he must file such methods and rates with the Office of Price Administration, Washington, D. C., prior to first offering such article for sale. If as of December 8,

in § 1315.31 (a) subparagraphs (2) and (3) are amended and two new subparagraphs (7) and (8) are added; §§ 1315.23 and 1315.34 are amended; and two new sections, §§ 1315.35 and 1315.36, are added, all as set forth below:

§ 1315.21 *Maximum manufacturers' prices for mechanical rubber goods.* * * *

(c) The maximum price for all mechanical rubber goods of the types and kinds listed in Appendix B, incorporated herein as § 1315.35, shall be determined in the same manner as that stated in paragraph (b) of this § 1315.21, except that the date January 5, 1942, shall in every case be substituted for the date October 1, 1941.

(f) The maximum price for any mechanical rubber goods which cannot be priced under paragraphs (b) or (c) of this section shall be a price determined by the seller after specific authorization from the Office of Price Administration. A seller who seeks an authorization to determine a maximum price under the provisions of this paragraph shall file with the Office of Price Administration in Washington, D. C., an application setting forth (1) a description in detail of the mechanical rubber good for which a maximum price is sought (including the manufacturing process); (2) a statement of the facts which make it impossible for him to use the methods for determining a maximum price set forth in paragraphs (b) and (c) of this section; (3) his proposed pricing method; and (4) a statement of the reasons why he believes that the use of this method will result in prices which are in line with the level of maximum prices established by this Maximum Price Regulation No. 149. Such authorization will be given in the form of an order prescribing a method of determining the maximum price for some or all of the mechanical rubber goods manufactured by the applicant

1942 the maximum prices of all of the mechanical rubber goods produced by the manufacturer are established by this regulation by reference to a schedule or price list or by some other regularly quoted prices, the manufacturer shall report that fact to the Office of Price Administration, Washington, D. C., on or before December 18, 1942.

(2) For all mechanical rubber goods listed in Appendix B, the same reports as those required by paragraph (a) (1) of this section, except that the date January 5, 1942, shall in every case be substituted for the date October 1, 1941.

(b) (1) If, with respect to the types and kinds of mechanical rubber goods listed in Appendix A, the schedule or price list of the manufacturer in effect on October 1, 1941, did not state a price and he did not in any other way regularly quote a price for mechanical rubber goods of the same class, kind, type, condition and grade on that date, the manufacturer shall, within ten days after the purchaser has agreed to buy such goods, file, if he has not already done so for a purchaser of that class, a report with the Office of Price Administration, Washington, D. C., stating the maximum price determined under this regulation and his net selling price, except that:

(i) The reports required under this paragraph shall not be made on orders of less than \$25.00, but the number of such orders shall be reported weekly;

(ii) If any such mechanical rubber good be listed as a new standard list good, the manufacturer shall report to the Office of Price Administration, Washington, D. C., that the article is being so listed and, prior to offering such mechanical rubber good for sale, shall report a detailed description thereof (including the size), the maximum price of each such article, the calculations used in the determining of the maximum price, the proposed selling price, and the terms of sale to each class of purchaser. The manufacturer may not accept payment for the commodity until fifteen days have elapsed after the mailing of the report. Within this fifteen day period the price so reported shall be subject to adjustment by the Office of Price Administration. Subsequent to this fifteen day period, such price shall be subject to adjustment (not to apply retroactively) at any time upon the written order of the Office of Price Administration.

(2) If the manufacturer of such mechanical rubber goods requires the use of materials, labor or equipment, the October 1, 1941, prices of which are not ascertainable, the manufacturer shall file at the same time: a description of such goods, the reasons why the October 1, 1941, prices of materials, labor or equipment, as the case may be, are not ascertainable, the first ascertainable price thereof after October 1, 1941, and the method by which such price was determined.

(c) If, with respect to the types and kinds of mechanical rubber goods listed in Appendix B, the schedule or price list of the manufacturer in effect on January 5, 1942, or the price he regularly quoted in any other manner on that date,

did not state a price for mechanical rubber goods of the same class, kind, type, condition and grade, the manufacturer shall, within ten days after the purchaser has agreed to buy such goods, file the same report as that required under similar circumstances by paragraph (b) of this § 1315.28, except that in every case the date January 5, 1942, shall be substituted for the date October 1, 1941.

§ 1315.31 Definitions. (a) * * *

(2) "Manufacturer" means any person engaged in the production of mechanical rubber goods who produces any rubber portion thereof.

(3) "Mechanical rubber goods" means all the articles listed in Appendices A and B, incorporated herein as §§ 1315.34 and 1315.35, but does not include the articles listed in Appendix C, incorporated herein as § 1315.36.

(7) "Regularly quoted price" means a price repeatedly quoted to a purchaser or purchasers of the same class, and also refers to the practice of interpolating between the prices of two sizes of a standard list item to obtain the price of an intermediate size.

(8) "Standard list item" means an article which is offered for sale by the manufacturer at the same price to any member of a particular class through the medium of a schedule or price list.

§ 1315.34 Appendix A: Mechanical rubber goods whose maximum price is established by paragraph (b) of § 1315.21. Paragraph (b) of § 1315.21 establishes the maximum prices (base date, October 1, 1941) for the following kinds and types of mechanical rubber goods, when made in whole or in part of rubber (except where the rubber content is more than 50% balata by weight):

Belting.
Hose and tubing.
Jar rings and container sealing compounds.
Lined or covered tanks, pipes and fittings, and other rubber lined or rubber covered items when lined or covered with either soft rubber or hard rubber, excepting rubber covered rolls.
Packing, sheet and strip rubber, and gaskets cut therefrom.
Plumbers' supplies and specialties.
Tape, except cable wrapping tape and surgical adhesive tape.
Thread and yarn, both bare and covered.

§ 1315.35 Appendix B: Mechanical rubber goods whose maximum price is established by paragraph (c) of § 1315.21. Paragraph (c) of § 1315.21 establishes the maximum prices (base date, January 5, 1942) for the following types and kinds of goods, when made in whole or in part of rubber (except where the rubber content is more than 50% balata by weight):

Airplane parts, of types and kinds not listed in Appendix A, including de-icers and fuel-cells.
Automotive parts, of types and kinds not listed in Appendix A.
Brake linings and clutch facings.
Equipment parts, of types and kinds not listed in Appendix A.
Flooring, mats and matting.
Foamed latex products.

Gaskets of types and kinds not listed in Appendix A.

Hard rubber goods, except when used as linings or coverings for tanks, pipes, fittings and other lined or covered items.

Machinery parts, of types and kinds not listed in Appendix A.

Molded, extruded and lathe-cut goods of types and kinds not listed in Appendix A.

Oil well specialties.

Rubber covered rolls.

Sponge rubber goods.

All other mechanical rubber goods, except those listed in Appendix A.

§ 1315.36 Appendix C: Other rubber goods, made in whole or in part of rubber, the maximum prices of which are not established by Maximum Price Regulation No. 149: The following list is illustrative of articles which are not mechanical rubber goods within the meaning of this Maximum Price Regulation No. 149:

Bathing apparel.
Cement.
Covered wire and cable wrapping tape.
Dental goods.
Drug sundries, including surgical adhesive tape.
Footwear.
Gloves.
Heels and soles.
Latex products, other than foamed latex products.
Paint.
Proofed goods (rubberized fabrics).
Protective clothing.
Sporting goods.
Stationer's supplies.
Tires, tubes and tire repair materials.
Toys and novelties.

§ 1315.33a Effective dates of amendments. * * *

(c) Amendment No. 3 (§§ 1315.21 (c), (f), (g); 1315.23; 1315.27 (b) (1), (c); 1315.28 (a), (b), (c); 1315.31 (a) (2), (a) (3), (a) (7), (a) (8); 1315.34; 1315.35; 1315.36) to Maximum Price Regulation No. 149 shall become effective December 8, 1942.

(Pub. Laws 421 and 729, 77th Cong.; E.O. 9250, 7 F.R. 7871)

Issued this 2d day of December 1942.

LEON HENDERSON,
Administrator.

[F. R. Doc. 42-12772; Filed, December 2, 1942; 2:49 p. m.]

PART 1330—CONTAINERS

[Revised MPR 55]

SECOND HAND BAGS

The title, preamble and §§ 1330.51 to 1330.61 inclusive, of Maximum Price Regulation No. 55¹ are amended and renumbered and a new § 1330.62 is added and the above are issued as Revised Maximum Price Regulation No. 55—Second Hand Bags.

A statement of the considerations involved in the issuance of this Revised Maximum Price Regulation No. 55 has been issued simultaneously herewith and filed with the Division of the Federal Register.* In the judgment of the Price Administrator, the maximum prices established by this Revised Maximum Price Regulation are and will be generally fair and equitable and will

effectuate the purposes of the Emergency Price Control Act of 1942.

Therefore, under the authority vested in the Price Administrator by the Emergency Price Control Act of 1942, as amended, and Executive Order No. 9250, Revised Maximum Price Regulation No. 55 is hereby issued.

Sec.

- 1330.51 Maximum prices for second hand bags.
- 1330.52 Less than maximum prices may be charged.
- 1330.53 Adjustable pricing.
- 1330.54 Evasion.
- 1330.55 Records, reports and invoices.
- 1330.56 Enforcement.
- 1330.57 Petitions for amendment.
- 1330.58 Export sales.
- 1330.59 Definitions.
- 1330.60 Effective date.
- 1330.61 Appendix A: Maximum prices for second hand bags.
- 1330.62 Appendix B: Maximum prices for manufacturers' sales of small shipping bags manufactured from used textile materials.

AUTHORITY: §§ 1330.51 to 1330.62, inclusive, issued under Pub. Laws 421 and 729, 77th Cong.; E.O. 9250, 7 F.R. 7871.

§ 1330.51 *Maximum prices for second hand bags.* On and after December 8, 1942, regardless of any contract, agreement, lease, or other obligation, no person shall sell or deliver second hand bags, and no person shall, in the course of trade or business, buy or receive second hand bags at prices higher than the maximum prices established by this Revised Maximum Price Regulation No. 55; and no person shall agree, offer, solicit or attempt to do any of the foregoing.

§ 1330.52 *Less than maximum prices may be charged.* Lower prices than the maximum prices established by this Revised Maximum Price Regulation No. 55 may be charged, demanded, paid or offered.

§ 1330.53 *Adjustable pricing.* Any person may offer or agree to adjust or fix prices to or at prices not in excess of the maximum prices in effect at the time of delivery. In an appropriate situation, where a petition for amendment or for adjustment or exception requires extended consideration, the Administrator may, upon application, grant permission to agree to adjust prices upon deliveries made during the pendency of the petition in accordance with the disposition of the petition.

§ 1330.54 *Evasion.* (a) The price limitations set forth in this Revised Maximum Price Regulation No. 55 shall not be evaded whether by direct or indirect methods, in connection with an offer, solicitation, agreement, sale, delivery, purchase or receipt of or relating to second hand bags, alone or in conjunction with any other commodity, or by way of commission, service, transportation, or other charge, or discount, premium or other privilege, or by tying-agreement or other trade understanding, or otherwise.

(b) Specifically, but not exclusively, the following practices are prohibited:

(1) Refusing to sell second hand bags except on a delivered basis;

(2) Refusing to sell second hand bags unless the purchaser purchases or agrees to purchase a printing, stenciling or other service in connection with the sale of second hand bags;

(3) Refusing to sell unprocessed or as rise second hand bags unless the purchaser also purchases or agrees to purchase a quantity of processed or in order second hand bags.

§ 1330.55 *Records, reports and invoices—(a) Records and reports.* Every person making sales of second hand bags and every person making purchases of second hand bags in the course of trade or business after December 7, 1942, shall keep for inspection by the Office of Price Administration, for so long as the Emergency Price Control Act of 1942, as amended, remains in effect, complete and accurate records of each such sale or purchase in aggregate lots of 100 bags or more, showing the date thereof, the name and address of the seller and the buyer, the price contracted for, received or paid, and the quantity of each type, size, weight and grade of second hand bags sold or purchased.

Such persons shall submit such reports to the Office of Price Administration and keep such other records in addition to or in place of the records required in paragraph (a) of this section as the Office of Price Administration may from time to time require or permit.

(b) *Invoices.* Every seller making a delivery of a lot of 100 or more second hand bags shall furnish the purchaser thereof with an invoice or other memorandum showing the date of delivery thereof, the price charged or paid, the quantity delivered, and a description of the second hand bags including size, kind and quality of material and whether processed or unprocessed. Such invoice or memorandum shall also separately enumerate any charges for transportation, printing or other service rendered in connection with the second hand bags delivered, and any amounts added for premiums permitted by § 1330.61 (e) or (f) of this Revised Maximum Price Regulation No. 55.

§ 1330.56 *Enforcement.* (a) Persons violating any provision of this Revised Maximum Price Regulation No. 55 are subject to the criminal penalties, civil enforcement actions, license suspension proceedings, and suits for treble damages provided for by the Emergency Price Control Act of 1942, as amended.

(b) Persons who have evidence of any violation of this regulation or any price schedule, regulation or order issued by the Office of Price Administration or of any acts or practices which constitute such a violation are urged to communicate with the nearest District, State or Regional Office of the Office of Price Administration or its principal office in Washington, D. C.

(c) The provisions of Supplementary Order No. 5²—Licensing, are applicable to every dealer subject to this regulation

selling second hand bags to a consumer. The term "dealer" shall have the meaning given to it by Supplementary Order No. 5.

§ 1330.57 *Petitions for Amendment.* Any person seeking an amendment of any provision of this Revised Maximum Price Regulation No. 55 may file a petition for amendment in accordance with the provisions of Revised Procedural Regulations No. 1.³

§ 1330.58 *Export sales.* The maximum price at which a person may export second hand bags shall be determined in accordance with the provisions of the Revised Maximum Export Price Regulation⁴ issued by the Office of Price Administration.

§ 1330.59 *Definitions.* (a) When used in this Revised Maximum Price Regulation No. 55 the term:

(1) "Person" includes an individual, corporation, partnership, association, or any other organized group of persons, or legal successor or representative of any of the foregoing, and includes the United States or any agency thereof, or any other government, or any of its political sub-divisions, or any agency of any of the foregoing.

(2) "Second hand bag" means an empty container composed of burlap, jute, sisal, istle, cotton cloth, gunny cloth or other textile material which has either been previously used to package any commodity or is manufactured from any such textile material which material itself has been previously used to package any commodity or for any other commercial purpose. The term shall include an "unmendable" bag. It shall not include a bag containing a commodity packaged therein nor a container composed of any of the above textile materials which material has deteriorated to an extent that it is no longer sufficiently sound for reuse as a container, commonly referred to by the trade as "junk" or "waste" material.

(3) "Unmendable" bag means a second hand bag composed of sound textile material but which is cut or torn from previous use to such an extent that it cannot feasibly be mended or patched for reuse as a container.

(4) "Processed" or "in order" bag means a second hand bag of sound material which is clean and free from holes. A bag shall be considered free from holes if all holes, including trier or probe holes, have been patched or mended.

(5) "Unprocessed" or "as rise" bag means a second hand bag of sound material which is not clean or which requires patching or mending. It shall include an "unmendable" bag.

(6) "Consumer" means any person who uses second hand bags for packaging a commodity therein.

(b) Unless the context otherwise requires, the definitions set forth in section 302 of the Emergency Price Con-

² Copies may be obtained from the Office of Price Administration.

³ 7 F.R. 2300, 2395, 3330, 3447, 3855, 8948.

⁴ 7 F.R. 3403, 6077.

⁵ 7 F.R. 8961.

⁶ 7 F.R. 5059, 7242, 8829, 9000.

trol Act of 1942, as amended, shall apply to other terms used herein.

§ 1330.60 Effective date. Revised Maximum Price Regulation No. 55 (§§ 1330.51 to 1330.62, inclusive), shall become effective December 8, 1942.

§ 1330.61 Appendix A: *Maximum prices for second hand burlap bags.* (a) Except for the second hand burlap bags for which maximum prices are established by paragraph (c) of this § 1330.61 and by § 1330.62, the following are the maximum prices for second hand burlap bags:

Made up size (in inches) all numbers inclusive		Quality of material (in ounces per yard of 40 inch width)	Processed or in order bags (price per bag f. o. b. shipping point)	Unprocessed or in order bags (price per bag f. o. b. shipping point)
Width	Length			
20.00 to 20.99	28 to 30	7 1/2 to 9	\$0.080	\$0.050
19.00 to 19.99	31 to 33	7 1/2 to 9	.090	.060
18.00 to 18.99	34 to 36	7 1/2 to 9	.095	.065
17.00 to 17.99	37 to 39	7 1/2 to 9	.100	.070
16.00 to 16.99	40 to 42	7 1/2 to 9	.105	.075
15.00 to 15.99	43 to 45	7 1/2 to 9	.110	.080
14.00 to 14.99	46 to 48	7 1/2 to 9	.115	.085
13.00 to 13.99	49 to 51	7 1/2 to 9	.120	.090
12.00 to 12.99	52 to 54	7 1/2 to 9	.125	.095
11.00 to 11.99	55 to 57	7 1/2 to 9	.097	.067
10.00 to 10.99	58 to 60	7 1/2 to 9	.102	.072
9.00 to 9.99	61 to 63	7 1/2 to 9	.107	.077
8.00 to 8.99	64 to 66	7 1/2 to 9	.112	.082
7.00 to 7.99	67 to 69	7 1/2 to 9	.117	.087
6.00 to 6.99	70 to 72	7 1/2 to 9	.122	.092
5.00 to 5.99	73 to 75	7 1/2 to 9	.127	.097
4.00 to 4.99	76 to 78	7 1/2 to 9	.132	.102
3.00 to 3.99	79 to 81	7 1/2 to 9	.137	.107
2.00 to 2.99	82 to 84	7 1/2 to 9	.142	.112
1.00 to 1.99	85 to 87	7 1/2 to 9	.147	.117
0.00 to 0.99	88 to 90	7 1/2 to 9	.152	.122
20.00 to 20.99	91 to 93	7 1/2 to 9	.157	.127
19.00 to 19.99	94 to 96	7 1/2 to 9	.162	.132
18.00 to 18.99	97 to 99	7 1/2 to 9	.167	.137
17.00 to 17.99	100 to 102	7 1/2 to 9	.172	.142
16.00 to 16.99	103 to 105	7 1/2 to 9	.177	.147
15.00 to 15.99	106 to 108	7 1/2 to 9	.182	.152
14.00 to 14.99	109 to 111	7 1/2 to 9	.187	.157
13.00 to 13.99	112 to 114	7 1/2 to 9	.192	.162
12.00 to 12.99	115 to 117	7 1/2 to 9	.197	.167
11.00 to 11.99	118 to 120	7 1/2 to 9	.202	.172
10.00 to 10.99	121 to 123	7 1/2 to 9	.207	.177
9.00 to 9.99	124 to 126	7 1/2 to 9	.212	.182
8.00 to 8.99	127 to 129	7 1/2 to 9	.217	.187
7.00 to 7.99	130 to 132	7 1/2 to 9	.222	.192
6.00 to 6.99	133 to 135	7 1/2 to 9	.227	.197
5.00 to 5.99	136 to 138	7 1/2 to 9	.232	.202
4.00 to 4.99	139 to 141	7 1/2 to 9	.237	.207
3.00 to 3.99	142 to 144	7 1/2 to 9	.242	.212
2.00 to 2.99	145 to 147	7 1/2 to 9	.247	.217
1.00 to 1.99	148 to 150	7 1/2 to 9	.252	.222
0.00 to 0.99	151 to 153	7 1/2 to 9	.257	.227
20.00 to 20.99	154 to 156	7 1/2 to 9	.262	.232
19.00 to 19.99	157 to 159	7 1/2 to 9	.267	.237
18.00 to 18.99	160 to 162	7 1/2 to 9	.272	.242
17.00 to 17.99	163 to 165	7 1/2 to 9	.277	.247
16.00 to 16.99	166 to 168	7 1/2 to 9	.282	.252
15.00 to 15.99	169 to 171	7 1/2 to 9	.287	.257
14.00 to 14.99	172 to 174	7 1/2 to 9	.292	.262
13.00 to 13.99	175 to 177	7 1/2 to 9	.297	.267
12.00 to 12.99	178 to 180	7 1/2 to 9	.302	.272
11.00 to 11.99	181 to 183	7 1/2 to 9	.307	.277
10.00 to 10.99	184 to 186	7 1/2 to 9	.312	.282
9.00 to 9.99	187 to 189	7 1/2 to 9	.317	.287
8.00 to 8.99	190 to 192	7 1/2 to 9	.322	.292
7.00 to 7.99	193 to 195	7 1/2 to 9	.327	.297
6.00 to 6.99	196 to 198	7 1/2 to 9	.332	.302
5.00 to 5.99	199 to 201	7 1/2 to 9	.337	.307
4.00 to 4.99	202 to 204	7 1/2 to 9	.342	.312
3.00 to 3.99	205 to 207	7 1/2 to 9	.347	.317
2.00 to 2.99	208 to 210	7 1/2 to 9	.352	.322
1.00 to 1.99	211 to 213	7 1/2 to 9	.357	.327
0.00 to 0.99	214 to 216	7 1/2 to 9	.362	.332
20.00 to 20.99	217 to 219	7 1/2 to 9	.367	.337
19.00 to 19.99	220 to 222	7 1/2 to 9	.372	.342
18.00 to 18.99	223 to 225	7 1/2 to 9	.377	.347
17.00 to 17.99	226 to 228	7 1/2 to 9	.382	.352
16.00 to 16.99	229 to 231	7 1/2 to 9	.387	.357
15.00 to 15.99	232 to 234	7 1/2 to 9	.392	.362
14.00 to 14.99	235 to 237	7 1/2 to 9	.397	.367
13.00 to 13.99	238 to 240	7 1/2 to 9	.402	.372
12.00 to 12.99	241 to 243	7 1/2 to 9	.407	.377
11.00 to 11.99	244 to 246	7 1/2 to 9	.412	.382
10.00 to 10.99	247 to 249	7 1/2 to 9	.417	.387
9.00 to 9.99	250 to 252	7 1/2 to 9	.422	.392
8.00 to 8.99	253 to 255	7 1/2 to 9	.427	.397
7.00 to 7.99	256 to 258	7 1/2 to 9	.432	.402
6.00 to 6.99	259 to 261	7 1/2 to 9	.437	.407
5.00 to 5.99	262 to 264	7 1/2 to 9	.442	.412
4.00 to 4.99	265 to 267	7 1/2 to 9	.447	.417
3.00 to 3.99	268 to 270	7 1/2 to 9	.452	.422
2.00 to 2.99	271 to 273	7 1/2 to 9	.457	.427
1.00 to 1.99	274 to 276	7 1/2 to 9	.462	.432
0.00 to 0.99	277 to 279	7 1/2 to 9	.467	.437
20.00 to 20.99	280 to 282	7 1/2 to 9	.472	.442
19.00 to 19.99	283 to 285	7 1/2 to 9	.477	.447
18.00 to 18.99	286 to 288	7 1/2 to 9	.482	.452
17.00 to 17.99	289 to 291	7 1/2 to 9	.487	.457
16.00 to 16.99	292 to 294	7 1/2 to 9	.492	.462
15.00 to 15.99	295 to 297	7 1/2 to 9	.497	.467
14.00 to 14.99	298 to 300	7 1/2 to 9	.502	.472
13.00 to 13.99	301 to 303	7 1/2 to 9	.507	.477
12.00 to 12.99	304 to 306	7 1/2 to 9	.512	.482
11.00 to 11.99	307 to 309	7 1/2 to 9	.517	.487
10.00 to 10.99	310 to 312	7 1/2 to 9	.522	.492
9.00 to 9.99	313 to 315	7 1/2 to 9	.527	.497
8.00 to 8.99	316 to 318	7 1/2 to 9	.532	.502
7.00 to 7.99	319 to 321	7 1/2 to 9	.537	.507
6.00 to 6.99	322 to 324	7 1/2 to 9	.542	.512
5.00 to 5.99	325 to 327	7 1/2 to 9	.547	.517
4.00 to 4.99	328 to 330	7 1/2 to 9	.552	.522
3.00 to 3.99	331 to 333	7 1/2 to 9	.557	.527
2.00 to 2.99	334 to 336	7 1/2 to 9	.562	.532
1.00 to 1.99	337 to 339	7 1/2 to 9	.567	.537
0.00 to 0.99	340 to 342	7 1/2 to 9	.572	.542
20.00 to 20.99	343 to 345	7 1/2 to 9	.577	.547
19.00 to 19.99	346 to 348	7 1/2 to 9	.582	.552
18.00 to 18.99	349 to 351	7 1/2 to 9	.587	.557
17.00 to 17.99	352 to 354	7 1/2 to 9	.592	.562
16.00 to 16.99	355 to 357	7 1/2 to 9	.597	.567
15.00 to 15.99	358 to 360	7 1/2 to 9	.602	.572
14.00 to 14.99	361 to 363	7 1/2 to 9	.607	.577
13.00 to 13.99	364 to 366	7 1/2 to 9	.612	.582
12.00 to 12.99	367 to 369	7 1/2 to 9	.617	.587
11.00 to 11.99	370 to 372	7 1/2 to 9	.622	.592
10.00 to 10.99	373 to 375	7 1/2 to 9	.627	.597
9.00 to 9.99	376 to 378	7 1/2 to 9	.632	.602
8.00 to 8.99	379 to 381	7 1/2 to 9	.637	.607
7.00 to 7.99	382 to 384	7 1/2 to 9	.642	.612
6.00 to 6.99	385 to 387	7 1/2 to 9	.647	.617
5.00 to 5.99	388 to 390	7 1/2 to 9	.652	.622
4.00 to 4.99	391 to 393	7 1/2 to 9	.657	.627
3.00 to 3.99	394 to 396	7 1/2 to 9	.662	.632
2.00 to 2.99	397 to 399	7 1/2 to 9	.667	.637
1.00 to 1.99	400 to 402	7 1/2 to 9	.672	.642
0.00 to 0.99	403 to 405	7 1/2 to 9	.677	.647
20.00 to 20.99	406 to 408	7 1/2 to 9	.682	.652
19.00 to 19.99	409 to 411	7 1/2 to 9	.687	.657
18.00 to 18.99	412 to 414	7 1/2 to 9	.692	.662
17.00 to 17.99	415 to 417	7 1/2 to 9	.697	.667
16.00 to 16.99	418 to 420	7 1/2 to 9	.702	.672
15.00 to 15.99	421 to 423	7 1/2 to 9	.707	.677
14.00 to 14.99	424 to 426	7 1/2 to 9	.712	.682
13.00 to 13.99	427 to 429	7 1/2 to 9	.717	.687
12.00 to 12.99	430 to 432	7 1/2 to 9	.722	.692
11.00 to 11.99	433 to 435	7 1/2 to 9	.727	.697
10.00 to 10.99	436 to 438	7 1/2 to 9	.732	.702
9.00 to 9.99	439 to 441	7 1/2 to 9	.737	.707
8.00 to 8.99	442 to 444	7 1/2 to 9	.742	.712
7.00 to 7.99	445 to 447	7 1/2 to 9	.747	.717
6.00 to 6.99	448 to 450	7 1/2 to 9	.752	.722
5.00 to 5.99	451 to 453	7 1/2 to 9	.757	.727
4.00 to 4.99	454 to 456	7 1/2 to 9	.762	.732
3.00 to 3.99	457 to 459	7 1/2 to 9	.767	.737
2.00 to 2.99	460 to 462	7 1/2 to 9	.772	.742
1.00 to 1.99	463 to 465	7 1/2 to 9	.777	.747
0.00 to 0.99	466 to 468	7 1/2 to 9	.782	.752
20.00 to 20.99	469 to 471	7 1/2 to 9	.787	.757
19.00 to 19.99	472 to 474	7 1/2 to 9	.792	.762
18.00 to 18.99	475 to 477	7 1/2 to 9	.797	.767
17.00 to 17.99	478 to 480	7 1/2 to 9	.802	.772
16.00 to 16.99	481 to 483	7 1/2 to 9	.807	.777
15.00 to 15.99	484 to 486	7 1/2 to 9	.812	.782
14.00 to 14.99	487 to 489	7 1/2 to 9	.817	.787
13.00 to 13.99	490 to 492	7 1/2 to 9	.822	.792
12.00 to 12.99	493 to 495	7 1/2 to 9	.827	.797
11.00 to 11.99	496 to 498	7 1/2 to 9	.832	.802
10.00 to 10.99	499 to 501	7 1/2 to 9	.837	.807
9.00 to 9.99	502 to 504	7 1/2 to 9	.842	.812
8.00 to 8.99	505 to 507	7 1/2 to 9	.847	.817
7.00 to 7.99	508 to 510	7 1/2 to 9	.852	.822
6.00 to 6.99	511 to 513	7 1/2 to 9	.857	.827
5.00 to 5.99	514 to 516	7 1/2 to 9	.862	.832
4.00 to 4.99	517 to 519	7 1/2 to 9	.867	.837
3.00 to 3.99	520 to 522	7 1/2 to 9	.872	.842
2.00 to 2.99	523 to 525	7 1/2 to 9	.877	.847
1.00 to 1.99	526 to 528	7 1/2 to 9	.882	.852
0.00 to 0.99	529 to 531	7 1/2 to 9	.887	.857
20.00 to 20.99	532 to 534	7 1/2 to 9	.892	.862
19.00 to 19.99	535 to 537	7 1/2 to 9	.897	.867
18.00 to 18.99	538 to 540	7 1/2 to 9	.902	.872
17.00 to 17.99	541 to 543	7 1/2 to 9	.907	.877
16.00 to 16.99	544 to 546	7 1/2 to 9	.912	.882
15.00 to 15.99	547 to 549	7 1/2 to 9	.917	.887
14.00 to 14.99	550 to 552	7 1/2 to 9	.922	.892
13.00 to 13.99	553 to 555	7 1/2 to 9	.927	.897
12.00 to 12.99	556 to 558	7 1/2 to 9	.932	.902
11.00 to 11.99	559 to 561	7 1/2 to 9	.937	.907
10.00 to 10.99	562 to 564	7 1/2 to 9	.942	.912
9.00 to 9.99	565 to 567	7 1/2 to 9	.947	.917
8.00 to 8.99	568 to 570	7 1/2 to 9	.952	.922
7.00 to 7.99	571 to 573	7 1/2 to 9	.957	.927
6.00 to 6.99	574 to 576	7 1/2 to 9	.962	.932
5.00 to 5.99	5777 to 5			

(c) Maximum prices for second hand bags of miscellaneous special types.

Trade description	Quality and type of material (figures in parenthesis indicate approx. weight per bag in pounds)	Approx. made up size (in inches)		Processed or in order bags (price per bag f. o. b. shipping point)	Unprocessed or as rise bags (price per bag f. o. b. shipping point)
		Width	Length		
Cuban raw sugars.....	Heavy gunny or jute sacking (2½ to 2¾)	28-30	48-50	\$0.250	\$0.200
Puerto Rican raw sugars.....	Heavy gunny or jute sacking (2 to 2½)	27-30	42-45	.220	.170
Philippine raw sugars.....	Jute cloth or burlap (1 to 1½)	23-25	36-40	.140	.110
Hawaiian raw sugars.....	Jute cloth or burlap (¾ to 1)	20-21	36-38	.130	.100
Trinidad cocoa beans.....	Heavy gunny or jute sacking (3¾ to 4)	28-30	48-50	.205	.215
Short heavy green coffees.....	Heavy gunny or jute canvas (1¾ to 2)	26-29	36-40	.170	.140
Rio and Santos green coffees.....	Jute cloth or burlap (1 to 1½)	26-28	37-40	.180	.160
Tannery extracts.....	Heavy gunny or jute sacking (1¾ to 2½)	21-23	27-29	.120	.090
Wheat centals.....	Jute cloth or burlap (¾ to 1)	21-23	35-37	.150	.120
Bahia cocoa beans.....	Jute cloth or burlap (1½ to 2)	28-30	38-42	.180	.150
Yellow mustard seeds.....	Heavy gunny or jute sacking (3¾ to 4½)	28-30	54-56	.350	.300
Liverpool twill.....	Heavy gunny or jute sacking (2 to 2½)	25-28	43-45	.220	.170
Heavy grass.....	Sisal or istle (1¾ to 2½)	23-28	36-40	.180	.150
Medium grass.....	Sisal or istle (1 to 1½)	23-28	36-40	.165	.135
Light grass.....	Sisal or istle (¾ to 1)	23-28	36-40	.150	.120
Sisal Cuban raw sugars.....	Sisal (2¾ to 3½)	28-30	48-50	.250	.200
6 ft. wool bag.....	Burlap—10 to 12 oz.	40	72	.450	.350
6¼ ft. wool bag.....	Burlap—10 to 12 oz.	40	78	.500	.400
7 ft. wool bag.....	Burlap—10 to 12 oz.	40	84	.550	.450
7¼ ft. wool bag.....	Burlap—10 to 12 oz.	40	90	.600	.500
100# narrow sugars.....	Burlap—7½ to 9 oz.	19½-20½	36	.095	.065
100# Great western or beet sugars.....	Burlap—7½ to 9 oz.	20½-21½	36	.100	.070
100# wide sugars.....	Burlap—7½ to 9 oz.	21-22	36	.100	.070
100# narrow sugars.....	Burlap—10 to 12 oz.	19½-20½	36	.124	.094
100# wide sugars.....	Burlap—10 to 12 oz.	21-22	36	.130	.100
100# rice.....	Burlap—10 to 12 oz.	19-20	36	.118	.088
100# bean.....	Burlap—10 to 12 oz.	19½-20½	36	.124	.094
100# 40" potato.....	Burlap—7½ to 9 oz.	21½-22½	40	.112	.082
100# 36" Idaho potato.....	Burlap—7½ to 9 oz.	20½-21½	36	.100	.070
100# 36" potato (other than Idaho type).....	Burlap—7½ to 9 oz.	21½-22½	36	.105	.075
100# shelled peanut.....	Burlap—10 to 12 oz.	22-23	40	.150	.120
140# flour or starch jutes.....	Burlap—10 to 12 oz.	23½-24½	40	.162	.132
98# cotton flour.....	Cotton sheeting (¾)	20-21	36	.105	.075
100# cotton sugar.....	Cotton sheeting (¾)	19½-20½	36	.140	.110
Peruvian refined sugars.....	Cotton (¾)	27-28	27-28	.155	.125
Cotton cement.....	Cotton osenaburg (¾)	17-18	29-30	.100	.070
Cotton sugar liners.....	Cotton sheeting (½)	19-22	35-37	.075	.055
Cotton seamless.....	Cotton (1)	19-21	44-46	.025	.022
Cotton seamless.....	Cotton (¾)	19-21	39-41	.022	.019
Open mesh.....	Cotton or woven paper	19-21	34-36	.065	.045
Open mesh.....	Cotton or woven paper	16-18	30-32	.050	.030
Open mesh.....	Cotton or woven paper	13-15	24-26	.035	.020

¹ The maximum price for second hand "unmendable" Cuban raw sugar bags shall be \$0.17 each f. o. b. shipping point.

² The maximum price for second hand "unmendable" Puerto Rican raw sugar bags shall be \$0.15 each f. o. b. shipping point.

³ The maximum price for second hand "unmendable" sisal raw sugar bags shall be \$0.17 each f. o. b. shipping point.

(d) Maximum prices for types, sizes and weights of second hand bags not specifically enumerated. The maximum price for any type, size or weight of second hand bags not enumerated in paragraphs (a), (b), or (c) above, shall be a price in line with the maximum price enumerated therein for the nearest related type, size, and weight of second hand bags with commensurate increases or decreases to take into account differences in type, size and weight of the second hand bags involved.

(e) Resales of second hand processed or in order bags. Any person who purchases processed or in order bags for resale may, on such resale, add to the maximum price determined in accordance with this Revised Maximum Price Regulation No. 55, a premium of not to exceed 5 per cent thereof, plus the actual freight incurred in bringing the processed or in order bags to his plant: *Provided*, That

(1) The resale is made to a consumer of second hand bags for use by such consumer in packaging a commodity;

(2) Such premium is not divided with any other person; and

(3) An invoice is delivered to the purchaser showing the amount of such charges and the shipping points between which the freight added was incurred.

(f) Resales of second hand unprocessed or as rise bags. Any person who purchases unprocessed or as rise second hand bags for resale as unprocessed or as rise bags, may, on such resale, add to the maximum price for such bags determined in accordance with the other provisions of this Revised Maximum Price Regulation No. 55, a premium not to exceed three-fourths of one cent per bag: *Provided*, That in no event may more than one such premium be added to the maximum price for such unprocessed or as rise bags determined in accordance with the other provisions of this regulation.

(g) Delivery charges. A delivered price in excess of the applicable maximum f. o. b. shipping point prices set forth in this § 1330.61 may be charged, consisting of such maximum prices plus the actual amount paid to the carrier, if delivery is made by common or contract carrier, or, if delivery is by a vehicle owned or controlled by the seller, an amount not to

exceed the lowest available commercial carrier rate for an identical shipment: *Provided*, That the invoice or other memorandum delivered to the purchaser shall show the point of origin of the shipment, the destination and the amount added for delivery charges.

(h) Second hand bags sold in mixed lot. When second hand bags are sold in lots containing more than one type, size, or weight of bags, for which different maximum prices are established by this Revised Maximum Price Regulation No. 55, unless the quantity of each such type or grade is determined by actual inspection and each such quantity is separately priced at not exceeding the applicable maximum, the maximum price for the lot shall be the maximum price for that type, size or weight of second hand bag included in the lot which has the lowest established maximum price.

§ 1330.62 Appendix B: Maximum prices for manufacturers' sales of small shipping bags manufactured from used textile materials. (a) Maximum prices for manufacturers' sales of small shipping bags manufactured from used textile materials.

Made-up size of bag (in inches)	Maximum price per bag (f. o. b. shipping point)	
	Bags manufactured from 7½ to 9 oz. burlap or from cotton or other textile material weighing less than ¼ lb. per square yard	Bags manufactured from 10 oz. or heavier burlap or from cotton or other textile material weighing ¼ lb. per sq. yd. or more
8" x 12"	\$0.027	\$0.033
8" x 15"	.031	.038
8" x 18"	.038	.046
10" x 18"	.043	.052
12" x 18"	.049	.060
12" x 20"	.053	.064
12" x 24"	.060	.074
15" x 24"	.079	.099

(b) The maximum price for any size of small shipping bag manufactured from used textile material for which a maximum price is not specifically enumerated in paragraph (a) above, shall be the maximum price of the bag enumerated therein having the nearest made-up size in square inches. Made-up size shall be determined by multiplying the made-up length by the made-up width of the bag.

(c) Delivery charges. A delivered price in excess of the maximum f. o. b. shipping point prices set forth in paragraph (a) of this § 1330.62 may be charged, consisting of such maximum prices plus the actual amount paid to the carrier, if delivery is made by a common or contract carrier, or, if delivery is by a vehicle owned or controlled by the manufacturer, an amount not to exceed the lowest available commercial carrier rate for an identical shipment: *Provided*, That the invoice or other memorandum of sale delivered to the purchaser shall show the point of origin of the shipment, the destination and the amount added for transportation.

(d) The provisions of this § 1330.62 shall apply only to the original sale by

the manufacturer of the small shipping bags manufactured from used material. Maximum prices for other sales of such bags shall be determined pursuant to the provisions of § 1330.61 of this Revised Maximum Price Regulation No. 55.

Issued this 2d day of December 1942.

LEON HENDERSON,
Administrator.

[F. R. Doc. 42-12773; Filed, December 2, 1942;
2:49 p. m.]

PART 1341—CANNED AND PRESERVED FOODS

[MPR 242,¹ Amendment 1]

DRIED PRUNES AND RAISINS

A statement of the considerations involved in the issuance of this amendment has been issued simultaneously herewith and filed with the Division of the Federal Register.*

Paragraph (c) of § 1341.502 is amended, a new paragraph (e) is added to § 1351.502 and a new § 1341.512a is added as set forth below:

§ 1341.502 *Maximum prices for dried prunes and raisins sold by producers, dehydrators or dry-yard operators.* * * *

(c) (1) The word "seller" when used in this paragraph shall mean the producer, dehydrators or dry-yard operator.

(2) Each seller shall ascertain the rail shipping point which is nearest to his ranch or place of business, the delivery point named in this section which is nearest to his ranch or place of business and the location of the purchaser's plant. The maximum price of the seller shall include delivery to the purchaser at whichever one of those three points is nearest to the ranch or place of business of the seller.

(3) In the event that the seller and purchaser desire to have shipment made to a point other than the nearest of the three points mentioned above, the transportation charges may be adjusted or allowance for transportation made as follows:

(i) If the delivery is made by a vehicle owned or controlled by the seller, the seller may charge the purchaser for the number of miles by which the distance to the point where delivery is made exceeds the distance from the seller's ranch or place of business to the nearest of the three points mentioned above, at the rate established by this section.

(ii) If the delivery is made by a vehicle owned or controlled by the purchaser, the purchaser shall deduct from the price to be paid to the grower the charge for the number of miles from the seller's ranch or place of business to the nearest of the three points mentioned above at the rate established by this section.

(iii) If the delivery is made by a carrier or vehicle not owned or controlled by either the seller or purchaser, the purchaser shall pay the carrier and shall deduct from the price to be paid to the grower, the charge for the number of miles from the seller's ranch or place of

business to the nearest of the three points mentioned above at the rate established by this section.

(iv) The rates at which payments or allowances for transportation shall be made pursuant to subdivisions (i), (ii) and (iii) of paragraph (c) (3) of this section, shall be as follows:

Miles		Rate
Over	But not over	In cents per 100 pounds
0	3	4½
3	5	5½
5	10	6
10	15	6½
15	20	7
20	25	7½
25	30	8
30	35	9
35	40	9½
40	45	10
45	50	10½
50	60	11½
60	70	13
70	80	14
80	90	15
90	100	16½
100	110	17½
110	120	18½
120	130	20
130	140	21
140	150	22
150	160	23½
160	170	24½
170	180	25½
180	190	27
190	200	28
200	220	30
220	240	31½
240	260	33½
260	280	35

(e) The maximum prices established by this Maximum Price Regulation No. 242, or lower prices as agreed upon by the seller and purchaser, shall be paid according to sack test or actual grader test made at the time of delivery to the purchaser's plant and payment shall not be made on estimates of grades or visual grading.

§ 1341.512a *Effective dates of amendments.* (a) Amendment No. 1 (§ 1341.502 (c) and (e) and § 1341.512a) to Maximum Price Regulation No. 242 shall become effective on December 7, 1942.

(Pub. Laws 421 and 729, 77th Cong.; E.O. 9250, 7 F.R. 7871)

Issued this 2d day of December 1942.

LEON HENDERSON,

Approved: Administrator.

CLAUDE R. WICKARD,
Secretary of Agriculture.

[F. R. Doc. 42-12774; Filed, December 2, 1942;
2:48 p. m.]

PART 1369—METAL ORES

[MPR 113,¹ Amendment 2]

IRON ORE PRODUCED IN MINNESOTA, WISCONSIN AND MICHIGAN

A statement of the considerations involved in the issuance of this amendment has been issued simultaneously herewith and has been filed with the Division of the Federal Register.*

Section 1369.1 is amended, a new paragraph (c) is added to § 1369.7, and a new paragraph (b) is added to § 1369.15, as set forth below:

§ 1369.1 *Maximum prices for iron ore produced in Minnesota, Wisconsin and Michigan.* On and after April 10, 1942, regardless of any contract, agreement, lease, or other obligation, no person shall sell, offer to sell, deliver, or transfer iron ore, except as hereinafter provided, at a price higher than the weighted average spot price, based on Lower Lake ports delivery, at which such person made spot sales of the same classification of standard ore or spot sales of the same grade of special ore during the shipping season of 1941: *Provided*, That unexpired contracts for the sale of iron ore made before the close of the shipping season of 1941, and on which deliveries were made during the shipping season of 1941, shall remain in full force and effect, except that the maximum price under any such contract shall be the highest price received thereunder during the shipping season of 1941, calculated to a Lower Lake base, as herein provided in the case of spot sales: *Provided further*, That for any iron ore loaded into vessels at Upper Lake ports for shipment to Lower Lake ports during 1942 but after midnight on November 30, 1942 there may be added to the maximum prices herein established an amount not to exceed 31.25% of the applicable lake freight at the established rate for such shipment, in no event exceeding, however, the amount actually charged. When ore is sold for delivery at the mine, Upper Lake rail freight and lake freight at the established rates for the mode of transportation employed are to be deducted from the weighted average spot price for Lower Lake delivery; when ore is sold for delivery at Upper Lake ports, lake freight at established rates is to be deducted from the weighted average spot price for Lower Lake delivery; in addition, there shall be deducted in each such case the customary allowance for shrinkage, insurance and analysis if the seller made such allowance in 1941.

§ 1369.7 *Records and reports.* * * *

(c) Each person making a charge in excess of his weighted average spot price for shipments of iron ore during the shipping season of 1942 but after midnight on November 30, 1942, shall on or before January 15, 1943, file with the Office of Price Administration a statement of the tonnage of iron ore for which such charge was made, the places and dates on which it was loaded, the places where delivered, the selling price (showing separately the amount of the additional freight charge), the name, grade or classification and iron content of the ore, and the name and address of the buyer.

§ 1369.15 *Effective dates of amendments.* * * *

(b) Amendment No. 2 (§§ 1369.1, 1369.7 (c) and 1369.15 (b)) to Maximum Price Regulation No. 113 shall become effective 12:01 a. m., December 1, 1942.

(Pub. Laws 421 and 729, 77th Cong.; E.O. 9250, 7 F.R. 7871)

*Copies may be obtained from the Office of Price Administration.

¹ 7 F.R. 8354.

¹ 7 F.R. 2680, 2760, 4854, 8948.

Issued this 2d day of December 1942.

LEON HENDERSON,
Administrator.

[F. R. Doc. 42-12781; Filed, December 2, 1942;
4:30 p. m.]

PART 1372—SEASONAL COMMODITIES

[MPR 210, Amendment 4¹]

RETAIL AND WHOLESALE PRICES FOR FALL AND WINTER SEASONAL COMMODITIES

Correction

In subparagraph (9) of § 1372.112 (g), the first word "Show" is corrected to read "Snow".

(Pub. Laws 421 and 729, 77th Cong.; E.O. 9250, 7 F.R. 7871)

Issued this 2d day of December 1942.

LEON HENDERSON,
Administrator.

[F. R. Doc. 42-12775; Filed, December 2, 1942;
2:48 p. m.]

PART 1390—MACHINERY AND TRANSPORTA- TION EQUIPMENT

[MPR 136, as Amended,² Amendment 60]

MACHINES AND PARTS, AND MACHINERY SERVICES

A statement of the considerations involved in the issuance of this amendment has been issued simultaneously herewith and has been filed with the Division of the Federal Register.*

Section 1390.35 *Solar Manufacturing Corporation*, is hereby revoked.

§ 1390.31a *Effective dates of amendments.* * * *

(iii) Amendment No. 60 (§ 1390.35) to Maximum Price Regulation No. 136, as amended, shall become effective December 8, 1942.

(Pub. Laws 421 and 729, 77th Cong.; E.O. 9250, 7 F.R. 7871)

Issued this 2d day of December 1942.

LEON HENDERSON,
Administrator.

[F. R. Doc. 42-12776; Filed, December 2, 1942;
2:49 p. m.]

PART 1394—RATIONING OF FUEL AND FUEL PRODUCTS

[Revocation of Gasoline Rationing
Emergency Order 1³]

VIRGIN ISLANDS

It is hereby declared that in the judgment of the Director, that the supply of gasoline in the Virgin Islands is now sufficient to permit operation of Ration Order No. 8, the Gasoline Rationing Regu-

lations for the Virgin Islands, and that the protection of health, property, and the maintenance of other necessary services for the well-being of the population will not be impaired, if general distribution of gasoline is permitted under the said order.

Pursuant to the authority vested in the Director by Ration Order No. 8, Gasoline Rationing Emergency Order No. 1 (§ 1394.6501) is hereby revoked.

(Pub. Law No. 671, 76th Cong., as amended by Pub. Laws 89, 421 and 507, 77th Cong.; W.P.B. Dir. No. 1, Supp. Dir. No. 1-J, 7 F.R. 562)

Issued and effective this 11th day of November 1942.

JACOB A. ROBLES,
Territorial Director.

[F. R. Doc. 42-12786; Filed, December 2, 1942;
4:31 p. m.]

PART 1394—RATIONING OF FUEL AND FUEL PRODUCTS

[Ration Order 5B,⁴ Amendment 11]

GASOLINE RATIONING REGULATIONS FOR PUERTO RICO

A rationale for this amendment has been issued simultaneously herewith and has been filed with the Division of the Federal Register.*

Subparagraph (34) is added to paragraph (a) of § 1394.2101; paragraphs (n) and (o) are added to § 1394.2306; subparagraph (5) is added to paragraph (b) of § 1394.2307; subparagraphs (13) and (14) are added to paragraph (a) of § 1394.2406; paragraphs (b), (c), (d), (e), and (f) are added to § 1394.2652; paragraphs (e) and (f) are added to § 1394.2757; paragraph (k) is added to § 1394.3052; subparagraph (3) of paragraph (a) of § 1394.2401, is amended as set forth below, and the last sentence in paragraph (d) of § 1394.2757 is deleted.

§ 1394.2101 *Definitions.* (a) * * *

(34) "Director" means the Director of the Office of Price Administration for Puerto Rico or any person duly authorized to act in his place.

§ 1394.2306 *Preferred mileage.* * * *

(n) For the operation and maintenance of the health requirements of a community.

(o) For an industrial development or commercial operation connected with the war effort, upon the approval of the Director.

§ 1394.2307 *Issuance of preferred rations (C ration books).* * * *

(b) * * *

(5) Each board may receive applications for more than one C ration book. If the board recommends that such application be granted, it may issue such additional book only after it shall have obtained the written authority in advance in each instance from the Director.

¹ 7 F.R. 5607, 6389, 6390, 6871, 7400, 7908, 8385, 9134, 9431.

§ 1394.2401 *Service rations.* (a) * * *

(3) S3 ration books for busses

§ 1394.2406 *Issuance of essential service rations to trucks.* (a) * * *

(13) To operate and maintain the health requirements of a community.

(14) To develop an industry or maintain a commercial operation connected with the war effort, upon the approval of the Director.

§ 1394.2652 *Rations not transferable.* * * *

(b) No person shall transfer or assign any ration and no person shall accept such transfer or assignment.

(c) No person shall transfer or assign, and no person shall accept a transfer or assignment of any gasoline coupon book or any bulk, inventory or other coupon, whether or not such book was issued as a ration book and whether or not such coupon was issued as a ration or as part of a ration book, or exchange certificate or other evidence, except in accordance with the provisions of Ration Order 5B.

(d) No person shall have in his possession any gasoline coupon book or bulk, inventory or other coupon, whether or not such book was issued as a ration book and whether or not such coupon was issued as a ration or as part of a ration, or exchange certificate, or other evidence, except the person, or the agent of the person, to whom such book, coupon, certificate or other evidence was issued, or by whom it was acquired, in accordance with the provisions of Ration Order 5B.

(e) The provisions of paragraphs (b), (c), and (d) of this section shall not be applicable to public officials acting in the performance of their official duties.

(f) No person shall offer, solicit, attempt or agree to do any act in violation of the provisions of this section.

§ 1394.2757 *Lost or destroyed coupons, or coupon books.* * * *

(e) Any person who finds a gasoline coupon book, coupon, exchange certificate or other evidence shall, within five (5) days, surrender such coupon book, coupon, exchange certificate or other evidence to a board.

(f) The board to which a coupon book, coupon, exchange certificate or other evidence is surrendered pursuant to paragraph (e) of this section shall forward such coupon book, coupon, exchange certificate or other evidence through the Director to the Board having jurisdiction over the issuance thereof. The board having jurisdiction shall return such coupon book, coupon, exchange certificate or other evidence to the person to whom it was originally issued, or, if a duplicate thereof has already been issued, shall destroy such coupon book, coupon, exchange certificate or other evidence.

§ 1394.3052 *Effective dates of amendments.* * * *

(k) Amendment No. 11 (§§ 1394.2101 (a) (34), 1394.2306 (n) and (o), 1394.2307 (b) (5), 1394.2401 (a) (3), 1394.2406 (a)

*Copies may be obtained from the Office of Price Administration.

¹ 7 F.R. 8651.

² 7 F.R. 5047, 5362, 5665, 5908, 6425, 6682, 6899, 6964, 6965, 6937, 6973, 7010, 7246, 7320, 7365, 7509, 7602, 7739, 7744, 7907, 7912, 7945, 7944, 8198, 8362, 8433, 8479, 8520, 8652, 8707, 8897, 9001, 8948, 9040, 9041, 9042, 9053, 9054, 9729.

³ 7 F.R. 8356.

(13) and (14), 1394.2752 (b), (c), (d), (e), and (f), 1394.2757 (d), (e), and (f)) to Ration Order No. 5B shall become effective at 6:00 o'clock p. m. on November 20, 1942.

(Pub. Law, 617, 76th Cong., as amended by Pub. Laws 89, 421, 507 and 729, 77th Cong.; E.O. 9250, 7 F.R. 7871, W.P.B. Dir. No. 1, Supp. Dir. No. 1 J, 7 F.R. 562)

Issued this 19th day of November 1942.

WILLIAM B. MEAD,
Director, Office of Price
Administration for Puerto Rico.

[F. R. Doc. 42-12785; Filed, December 2, 1942;
4:31 p. m.]

PART 1394—RATIONING OF FUEL AND FUEL PRODUCTS

[Supplement 1 to Ration Order 5C:]

MILEAGE RATIONING: GASOLINE REGULATIONS

§ 1394.8401 *Designation of unit value in gallons of gasoline.* (a) The value of the unit represented by coupons in Class A, B, C, D, E, R, T-1 and T-2 ration books is hereby designated and fixed as follows:

(1) Four (4) gallons of gasoline, with respect to Class A, B, and C book coupons, except that in the States of Connecticut, Delaware, Florida, Georgia, Maine, Maryland, Massachusetts, New Hampshire, New Jersey, New York, North Carolina, Pennsylvania, Rhode Island, South Carolina, Vermont, and Virginia, and in the District of Columbia, the value of Class A book coupons numbered "3", "4", "5", and "6", shall be three (3) gallons of gasoline;

(2) One and five-tenths (1.5) gallons of gasoline, with respect to Class D book coupons;

(3) One (1) gallon of gasoline, with respect to Class E book coupons;

(4) Five (5) gallons of gasoline, with respect to Class R, T-1 and T-2 book coupons.

(b) Supplement No. 1 (§ 1394.8401) to Ration Order No. 5C shall become effective December 1, 1942, and shall continue in force and effect until amended by further order or direction of the Office of Price Administration.

(Pub. Law 671, 76th Cong., as amended by Pub. Laws 89, 421 and 507, 77th Cong.; W.P.B. Dir. No. 1, Supp. Dir. No. 1Q, 7 F.R. 562, *supra*, E.O. 9125, 7 F.R. 2719)

Issued this 2d day of December 1942.

LEON HENDERSON,
Administrator.

[F. R. Doc. 42-12783; Filed, December 2, 1942;
4:30 p. m.]

PART 1394—RATIONING OF FUEL AND FUEL PRODUCTS

[Ration Order 8, Amendment 2]

GASOLINE RATIONING REGULATIONS FOR THE VIRGIN ISLANDS

A rationale of this amendment has been issued simultaneously herewith and

¹ 7 F.R. 9135, 9787.

² 7 F.R. 6871, 7100, 8356.

has been filed with the Division of the Federal Register.

Sections 1394.3651 (a), 1394.3652 (a), 1394.3653 (a) and 1394.3701 (b) are amended, a new subparagraph (4) is added to §§ 1394.3702 (b), 1394.3753 (b), 1394.3851, 1394.3853 (a), 1394.4202 (b) (2); the text of §§ 1394.4251 (a), 1394.4251 (a) (1), 1394.4252 (a), 1394.4253 (a) are amended, and § 1394.4402 (b) is added as set forth below. The last sentence in § 1394.3703 (b) is deleted.

§ 1394.3651 *Persons entitled to use basic rations.* (a) The owner or the person entitled to the use of a licensed passenger automobile or a licensed motorcycle, may obtain during the period from September 1, 1942, to May 15, 1943, a basic ration for the use of such vehicle, except that no basic ration shall be issued for use with a passenger automobile or motorcycle which is:

(1) A taxicab or vehicle available for public rental;

(2) Specially built or re-built as an ambulance or hearse; or used as a hospital car;

(3) Held by a motor vehicle dealer for sale or resale.

§ 1394.3652 (a) * * *

The coupon stamps contained in Class A or Class B Gasoline Ration Books issued pursuant to this order shall be valid for transfer of gasoline to a consumer only during the periods indicated below:

Coupons numbered: *Valid period*

- 1.. Nov. 12, 1942, to Nov. 30, 1942, inclusive.
- 2.. Dec. 1, 1942, to Dec. 15, 1942, inclusive.
- 3.. Dec. 16, 1942, to Dec. 31, 1942, inclusive.
- 4.. Jan. 1, 1943, to Jan. 15, 1943, inclusive.
- 5.. Jan. 16, 1943, to Jan. 31, 1943, inclusive.
- 6.. Feb. 1, 1943, to Feb. 15, 1943, inclusive.
- 7.. Feb. 16, 1943, to Feb. 28, 1943, inclusive.
- 8.. Mar. 1, 1943, to Mar. 15, 1943, inclusive.
- 9.. Mar. 16, 1943, to Mar. 31, 1943, inclusive.
- 10.. Apr. 1, 1943, to Apr. 15, 1943, inclusive.
- 11.. Apr. 16, 1943, to Apr. 30, 1943, inclusive.
- 12.. May 1, 1943, to May 15, 1943, inclusive.

§ 1394.3653 *Application for an issuance of basic ration books.* (a) During the period from September 1, 1942, to May 15, 1943, application for a ration shall be made to the board having jurisdiction on Form OPA VIR-1, by the owner or the person entitled to the use of the vehicle or by the authorized agent of either. A separate application shall be made for each passenger automobile or motorcycle for which a basic ration is sought.

§ 1394.3701 *Supplemental ration books.* * * *

(b) The ration period for which each Class A or B book shall be issued shall be six (6) months in length and shall commence on November 12, 1942.

§ 1394.3702 *Application for supplemental ration.* * * *

(b) * * *
(4) Transportation of essential food, fuel or for travel necessary for essential medicinal or therapeutic treatments for those residents of the Virgin Islands living at distances greater than one (1) mile from the Post Office in any district in which they reside namely, Charlotte

Amalie, St. Thomas, or Christiansted, St. Croix, or Frederiksted, St. Croix.

* * * § 1394.3753 *Service ration books.* * * *

(b) The ration period for service rations shall be three months in length and shall commence on November 11, 1942, and each three-month period thereafter: *Provided, however,* That no Class C book or coupon therefrom shall be valid to exchange for a gasoline ration unless/or until such book shall have been presented to the Office of Price Administration for numbering and dating so that not more than one month's ration, as determined by the board, shall be available to the holder thereof in any thirty (30) day period.

* * * § 1394.3851 *Non-highway rations.* (a)

Any person who requires gasoline for a non-highway purpose may obtain a Class R coupon book as a non-highway ration authorizing the transfer of the amount of gasoline required for such purpose during the six-month period for which such book shall be valid: *Provided, however,* That in lieu of a Class R coupon book a board may issue a Class C coupon book as a non-highway ration for a three-month period, with the words "Non-Highway" printed plainly on the outside cover of such book, and the space for authorization for transfer in bulk checked affirmatively on the inside cover. Each non-highway ration book issued with respect to a motorboat or outboard for non-occupational use shall be so designated by the board on the inside cover.

(b) The ration periods for Class R coupon books issued as non-highway rations shall be six months in length and shall commence on November 11, 1942, May 15, 1943, and each six-month period thereafter.

§ 1394.3853 *Issuance of non-highway rations.* (a) The board shall determine the amount of gasoline required for the six-month ration period and shall issue to the applicant, subject to the provisions of paragraph (b) of this section, sufficient coupons in one or more Class R coupon books to provide the number of gallons determined by the board to be needed for the six-month ration period. The board shall remove from the book and immediately destroy any coupons in excess of the number allotted, and shall note the ration period on the cover of each book issued: *Provided, however,* That no Class C book issued as a non-highway ration, or any coupon therefrom, shall be valid until and unless the same has been presented at the Office of Price Administration for numbering and dating so that not more than one month's ration, as determined by the board, shall be available to the holder thereof in any thirty (30) day period.

* * * § 1394.4202 *Transfer to consumers in exchange for coupons.* * * *

(b) * * *
(2) No transfer in exchange for coupons in a Class B book, or non-highway Class C book issued in lieu thereof, may be made into a fuel tank of, or know-

ingly made use in, a licensed motor vehicle or a motor vehicle held by a motor vehicle dealer for sale or resale.

§ 1394.4251 *Registration of inventory and capacity.* (a) No dealer having a place of business in the Virgin Islands shall make or receive any transfer of gasoline between the hours of 12 noon on November 11, 1942, and 8 a. m., November 12, 1942. During such hours every dealer shall take an actual physical inventory of his total gasoline supplies on hand and shall register, on Form OPA R-545, in duplicate, with the board having jurisdiction of the area in which he has such place of business, at the hours provided by the board, the following matters, together with such other information as may be required.

(1) His total inventory of gasoline on hand at the close of business on November 11, 1942.

§ 1394.4252 *What constitutes gasoline on hand.* (a) The registrant shall register all gasoline on hand whether in storage tanks, tank trucks, tank ships, tank barges, or in drums or in vessels alongside a dock or at anchor, also, all gasoline in drums or other containers, except gasoline in the fuel tank of a motor vehicle. The registrant shall not register gasoline in transit which did not arrive at his place of business prior to the close of business on November 11, 1942. Gasoline shipped to a dealer on or prior to November 11, 1942, shall be deemed to be gasoline transferred to him after November 11, 1942, and shall require an exchange therefor or coupons or other evidence.

§ 1394.4253 *What constitutes storage capacity.* (a) The registrant shall register the total capacity of all facilities for storage or dispensing gasoline in all premises under his control, whether in tanks with dispensing pump attached thereto, or space for the storage of drums.

§ 1394.4402 *Effective dates of amendments.* * * *

(b) Amendment No. 2 (§§ 1394.3651 (a), 1394.3652 (a), 1394.3653 (a), 1394.3701 (b), 1394.3702 (b) (4), 1394.3753 (b), 1394.3851, 1394.3853 (a), 1394.4202 (b) (2), 1394.5251 (a), 1394.4251 (a) (1), 1394.4252 (a), 1394.4253 (a), 1394.4402 (b), 1394.3703 (b)) to Ration Order No. 8 shall become effective as of November 11, 1942.

(Pub. Law 471, 76th Cong., as amended by Pub. Law 89, 421, 507 and 729, 77th Cong.; E.O. 9250, 7 F.R. 7871, W.P.B. Dir. No. 1, Supp. Dir. No. 1 J, 7 F.R. 562, 5043)

Issued this 11th day of November 1942.

JACOB A. ROELES,
Territorial Director.

[F. R. Doc. 42-12784; Filed, December 2, 1942;
4:30 p. m.]

PART 1499—COMMODITIES AND SERVICES

[Rev. Supp. Reg. 4 to GMPR, Amendment 14]

NICKEL OXIDE

A statement of the considerations involved in the issuance of this Amendment No. 14 has been issued simultaneously herewith and has been filed with the Division of the Federal Register.

In § 1499.29, a new subparagraph (25) is added to paragraph (a) to read as set forth below:

§ 1499.29 *Exceptions for sales and deliveries to the United States or any agency thereof of certain commodities and in certain transactions for certain other commodities, sales and deliveries.* (a) * * *

(25) Sales or deliveries of nickel oxide by the Electric Heating Equipment Company of Philadelphia, Pennsylvania, to the Metals Reserve Company or any agent of the Metals Reserve Company.

(d) * * *

(15) Amendment No. 14 (§ 1499.29 (a) (25)) to Revised Supplementary Regulation No. 4 shall become effective December 8, 1942.

(Pub. Laws 421 and 729, 77th Cong.; E.O. 9250, 7 F.R. 7871)

Issued this 2d day of December 1942.

LEON HENDERSON,
Administrator.

[F. R. Doc. 42-12768; Filed, December 2, 1942;
2:48 p. m.]

PART 1499—COMMODITIES AND SERVICES

[Amendment 70 to Supp. Reg. 14¹ to GMPR²]

FERROSILICON

A statement of the considerations involved in the issuance of this amendment has been issued simultaneously herewith, and has been filed with the Division of the Federal Register.*

*Copies may be obtained from the Office of Price Administration.

¹ 7 F.R. 8707, 8881, 8899, 8524, 8652, 9082, 8950, 9131, 8953, 8954, 8955, 5486, 5709, 6008, 5911, 6271, 6369, 6477, 6473, 6774, 6775, 8959, 9043, 6793, 6887, 6892, 6776, 6939, 7011, 7012, 6965, 7250, 7289, 7203, 9196, 9397, 7365, 7401, 7453, 7400, 7510, 7536, 7604, 7538, 7511, 7535, 7739, 9391, 9495, 7671, 7812, 7914, 7946, 8237, 8024, 8199, 8351, 8358, 9496, 9639, 9786.

² 7 F.R. 3153, 3330, 3666, 3990, 3991, 4339, 4487, 4659, 4738, 5027, 5192, 5276, 5365, 5445, 5484, 5565, 5775, 5784, 5783, 6058, 6081, 6087, 6216, 6615, 6794, 6939, 7093, 7322, 7454, 7755, 7913, 8431, 8881, 9004, 8942, 9435, 9615, 9616.

A new subparagraph (45) is added to § 1499.73 (a) as set forth below:

§ 1499.73 *Modification of maximum prices established by § 1499.2 of General Maximum Price Regulation for certain commodities, services and transactions.*

(a) The maximum prices established by § 1499.2 of the General Maximum Price Regulation for the commodities, services and transactions listed below are modified as hereinafter provided:

(45) *West Coast sales of ferrosilicon—*

(i) *Allowance for freight.* The maximum prices for ferrosilicon sold by West Coast sellers shall include an allowance for railroad freight charges for transportation from the seller's shipping point to the buyer's unloading point: *Provided*, That such allowance for freight charges need not exceed railroad freight charges for the shipment of ferrosilicon from Niagara Falls, N. Y. to St. Louis, Mo., plus federal tax on such transportation charges.

(ii) *Definitions.* For the purposes of this § 1499.73 (a) (45):

(a) "West Coast seller" means any person selling a particular lot of ferrosilicon for shipment by him from his plant, warehouse or stockpile located in the States of California, Oregon or Washington.

(b) "Ferrosilicon" means any combination principally of iron and silicon containing not more than 98% or less than 20% silicon.

(c) "Seller's shipping point" means the point at which the seller delivers the particular lot of ferrosilicon to a public carrier for shipment.

(d) "Buyer's unloading point" means the point at which the buyer will receive the shipment from the railroad for use or storage or at which it will be transhipped by water or highway.

(b) *Effective dates of amendments.* * * *

(71) Amendment No. 70 (§ 1499.73 (a) (45)) to Supplementary Regulation No. 14 to the General Maximum Price Regulation shall become effective December 8, 1942.

(Pub. Laws 421 and 729, 77th Cong.; E.O. 9250, 7 F.R. 7871)

Issued this 2d day of December 1942.

LEON HENDERSON,
Administrator.

[F. R. Doc. 42-12769; Filed, December 2, 1942;
2:48 p. m.]

[Amendment 73 to Supp. Reg. 14¹ to GMPR²]

PART 1499—COMMODITIES AND SERVICES

IRON ORE TRANSPORTED ON GREAT LAKES

A statement of the considerations involved in the issuance of this amend-

ment has been issued simultaneously herewith and filed with the Division of the Federal Register.*

A new subparagraph (46) is added to § 1499.73 (a) as set forth below:

§ 1499.73 *Modification of maximum prices established by § 1499.2 of General Maximum Price Regulation for certain commodities, services and transactions.* (a) The maximum prices established by § 1499.2 of the General Maximum Price Regulation for the commodities, services and transactions listed below are modified as hereinafter provided:

(46) *Transportation of iron ore by boat on the Great Lakes.* (i) Maximum prices for the transportation of iron ore by boat from upper Lake ports to lower lake ports by carriers other than common carriers within the exemption conferred by section 302 (c) (2) of the Emergency Price Control Act of 1942, shall continue to be determined under the provisions of the General Maximum Price Regulation, except that as to all such transportation performed between the aforesaid upper lake ports and lower lake ports during the period December 1, 1942 to December 31, 1942, inclusive, such carriers may increase their November 30, 1942 maximum prices applicable to such shipments by an amount not in excess of 31.25 per cent of said November 30, 1942 maximum price.

(ii) *Definitions.* As used in this § 1499.73 (a) (46) the term:

(a) "Iron ore" means all classifications, grades, groups, blends, mixes, and other categories of market, merchant and non-captive iron ore, whether sold under a trade name or otherwise, produced in the State of Minnesota north of Minneapolis, or in the State of Wisconsin or Michigan, and used in the manufacture of iron or steel;

(b) "Lower Lake ports" means all ports on Lake Michigan, Lake Erie, Lake Huron, Lake Ontario, and their connecting waters, at which iron ore may be unloaded;

(c) "Upper Lake ports" means all ports on Lake Superior and Lake Michigan at which iron ore may be loaded for shipment.

(b) *Effective dates.* * * *

(74) Amendment No. 73 (§ 1499.73 (a) (46)) to Supplementary Regulation No. 14 shall become effective at 12:01 a. m. December 1, 1942, and shall, unless earlier revoked or extended, expire at twelve o'clock midnight December 31, 1942.

(Pub. Laws 421 and 729, 77th Cong.; E.O. 9250, 7 F.R. 7871)

Issued this 2d day of December 1942.

LEON HENDERSON,
Administrator.

[F. R. Doc. 42-12782; Filed, December 2, 1942; 4:30 p. m.]

*Copies may be obtained from the Office of Price Administration.

PART 1499—COMMODITIES AND SERVICES

[Order 126 Under § 1499.18 (b) of GMPR]

40-FATHOM FISH, INC.

Order No. 126 Under § 1499.18 (b) of the General Maximum Price Regulation—Docket No. GF3-839.

For the reasons set forth in an opinion issued simultaneously herewith, *It is ordered:*

§ 1499.1027 *Adjustment of maximum prices for sales of canned shrimp by 40-Fathom Fish, Incorporated.* (a) 40-Fathom Fish, Incorporated, of Boston, Massachusetts, may sell and deliver, and any person may buy and receive from 40-Fathom Fish, Incorporated, canned shrimp at prices not higher than those set forth below:

WET PACK		F. o. b.
Regular per doz. 7 oz. cans		New Orleans
1. Broken	-----	\$2.45
2. Small	-----	2.70
3. Medium	-----	2.82
4. Large	-----	2.94
5. Jumbo	-----	3.06
DRY PACK		
6. Broken	-----	2.53
7. Small	-----	2.79
8. Medium	-----	2.91
9. Large	-----	3.04
10. Jumbo	-----	3.17

(b) *Notification from the 40-Fathom Fish, Inc. to wholesalers and retailers.* On and after December 3, 1942, 40-Fathom Fish, Inc., shall supply a written notification to each purchaser before or at the time of his first delivery of canned shrimp to such purchaser. The written notification shall read as follows:

The OPA has permitted us to raise our maximum prices of canned shrimp. Purchasers are permitted to increase their ceiling prices by the amount of the allowable addition, as provided in Amendment 28 to Supplementary Regulation No. 14 to the General Maximum Price Regulation. The amount of such allowable addition for each style and size of pack is as follows:

WET PACK		Per doz.
1. Broken, regular 7 oz. cans	-----	\$0.45
2. Small, regular 7 oz. cans	-----	.50
3. Medium, regular 7 oz. cans	-----	.52
4. Large, regular 7 oz. cans	-----	.54
5. Jumbo, regular 7 oz. cans	-----	.56
DRY PACK		
6. Broken, regular 7 oz. cans	-----	.53
7. Small, regular 7 oz. cans	-----	.59
8. Medium, regular 7 oz. cans	-----	.61
9. Large, regular 7 oz. cans	-----	.64
10. Jumbo, regular 7 oz. cans	-----	.67

Wholesalers are required to notify retailers the amounts of these allowable additions according to the provisions in § 1499.73 (b) (iv) of the above named Amendment 28. OPA requires that you keep this notice for examination.

(c) All prayers of the petition not granted herein are denied.

(d) This Order No. 126 may be revoked or amended by the Price Administrator at any time.

(e) This Order No. 126 (§ 1499.1027) is hereby incorporated as a section of Supplementary Regulation No. 14, which contains modifications of maximum prices established by § 1499.2.

(f) This Order No. 126 (§ 1499.1027) shall become effective December 3, 1942.

(Pub. Laws 421 and 729, 77th Cong.; E.O. 9250, 7 F.R. 7871)

Issued this 2d day of December 1942.

LEON HENDERSON,
Administrator.

[F. R. Doc. 42-12770; Filed, December 2, 1942; 2:51 p. m.]

PART 1499—COMMODITIES AND SERVICES

[Order 160 Under § 1499.3 (b) of GMPR]

BROOKLYN COOPERAGE COMPANY

The Brooklyn Cooperage Company, New York City, has made application under § 1499.3 (b) of the General Maximum Price Regulation for specific authorization to determine maximum prices for commodities which cannot be priced under § 1499.2 thereof. Due consideration has been given to the application and an opinion in support of this order has been issued simultaneously herewith, and has been filed with the Division of the Federal Register. For the reasons set forth in the opinion, and under the authority vested in the Price Administrator by the Emergency Price Control Act of 1942, as amended, *It is ordered:*

§ 1499.1176 *Approval of maximum prices for tight cooperage sold by the Brooklyn Cooperage Company.* (a) On and after December 2, 1942, Brooklyn Cooperage Company of New York City, may sell and deliver, offer, agree and solicit, and attempt to sell and deliver tight cooperage products manufactured by it at its Brooklyn, New York plant, which cannot be priced under section 2 of the General Maximum Price Regulation and any person may buy from said Brooklyn Cooperage Company such products at a price no higher than that established in accordance with the formula hereinafter set forth:

To the maximum price of the base barrel specified in the application, and on file with the Office of Price Administration in Washington, D. C., apply the differentials listed in the following tables:

[Here follows tables numbered "1" through "6" which formed part of the original document as filed with the Division of the Federal Register.]

(b) Within ten days after determining a maximum price under this order, the Brooklyn Cooperage Company shall report such price to the Lumber Branch of the Office of Price Administration in Washington, D. C. Such report shall set forth (1) a detailed description of the

product for which the price is determined, (2) a statement that the maximum price reported was determined in accordance with the formula set forth in paragraph (a) of this order and (3) a detailed explanation of the application of such formula in determining the maximum price for the particular product.

(c) This Order No. 160 may be revoked or amended by the Price Administrator at any time.

(d) This Order No. 160 (§ 1499.1176) shall become effective December 2, 1942.

(Pub. Laws 421 and 729, 77th Cong.; E.O. 9250, 7 F.R. 7871)

Issued this 2d day of December 1942.

LEON HENDERSON,
Administrator.

[F. R. Doc. 42-12777; Filed, December 2, 1942;
2:52 p. m.]

PART 1499—COMMODITIES AND SERVICES
[Order 161 Under § 1499.3 (b) of GMPR]

IRVINGTON VARNISH & INSULATOR CO.

On May 28, 1942, Irvington Varnish & Insulator Co., of Irvington, New Jersey, filed application with the Office of Price Administration seeking specific authorization pursuant to § 1499.3 (b) of the General Maximum Price Regulation to determine a maximum price for a newly developed cap liner and for instructions as to the method to be used in determining such price. Due consideration has been given to the application and an opinion in support of this order has been issued simultaneously herewith and has been filed with the Division of the Federal Register. For the reasons set forth in the opinion, under the authority vested in the Price Administrator by the Emergency Price Control Act of 1942, as amended, and in accordance with § 1499.3 (b) of the General Maximum Price Regulation, issued by the Office of Price Administration, it is hereby ordered:

§ 1499.1177 *Authorization for Irvington Varnish & Insulator Company to determine a maximum price for cap liner made from pulpboard, cork and special processed paper.* (a) The maximum price which may be charged for the cap liner made of pulpboard, cork and special processed paper by Irvington Varnish & Insulator Company, hereinafter called the "manufacturer", and on which the manufacturer has made application to the Office of Price Administration for authorization to determine a maximum price, shall be determined in accordance with the following instructions:

(1) The cost of raw materials shall be computed at a rate not in excess of the maximum price for each of the component parts, as established by the Office of Price Administration, or the actual acquisition cost, whichever is lower.

(2) All charges for hand or machine operations involved in the manufacture, collation, or other assembly of the product shall be computed at a rate not to exceed the hourly rate at which such hand or machine operations were com-

puted during the month of March 1942, and the time allowance, or the resulting piece rates, for the operations shall not be in excess of those estimated or used during the month of March 1942.

(3) The percentage margin, or difference between total manufacturing costs and selling price, f. o. b. manufacturer's plant, shall not exceed that percentage margin used in determining a selling price for that item, sold by the manufacturer during March 1942 which most closely resembled the combination pulpboard, cork and special processed paper cap liner in manufacturing cost quantities of raw materials per unit, converting operations required and quantity of production.

(i) The manufacturer shall continue to grant its customary discounts, differentials and allowances to the different classes of purchasers in accordance with its accepted practice.

(ii) If the manufacturer's customary practice during March 1942 was to sell on a delivered price basis, such practice shall be continued.

(b) Within ten days after a maximum price has been determined in accordance with this order, Irvington Varnish & Insulator Co. shall report to the Office of Price Administration, Washington, D. C., the maximum price as computed by it. The report shall set forth in detail the computation of direct costs and of the maximum price.

(c) Any selling price determined under this order shall be subject to adjustment at any time by the Office of Price Administration.

(d) This Order No. 161 may be revoked or amended by the Office of Price Administration at any time.

(e) This Order No. 161 (§ 1499.1177) shall become effective December 3, 1942.

(Pub. Laws 421 and 729, 77th Cong.; E.O. 9250, 7 F.R. 7871)

Issued this 2d day of December 1942.

LEON HENDERSON,
Administrator.

[F. R. Doc. 42-12778; Filed, December 2, 1942;
2:52 p. m.]

PART 1499—COMMODITIES AND SERVICES
[Order 162 Under § 1499.3 (b) of GMPR]

LEVIN BAG & BURLAP CO.

On September 18, 1942, Levin Bag & Burlap Co. of Philadelphia, Pa., filed application with the Office of Price Administration seeking specific authorization pursuant to § 1499.3 (b) of the General Maximum Price Regulation to determine maximum prices for special squares and bags. Due consideration has been given to the application and an opinion in support of this order has been issued simultaneously herewith and has been filed with the Division of the Federal Register. For the reasons set forth in the opinion, under the authority vested in the Price Administrator by the Emergency Price Control Act of 1942, as amended, and in accordance with § 1499.3 (b) of the General Maximum Price Regulation issued by the Office of Price Administration, it is hereby ordered:

§ 1499.1178 *Approval of maximum prices on sales of special squares and bags by Levin Bag & Burlap Co.* (a) On and after December 3, 1942, Levin Bag & Burlap Co. may sell and deliver, and agree, offer, solicit and attempt to sell and deliver the kinds and grades of special squares and bags set forth in subparagraphs (1) to (8) inclusive, at prices not in excess of those stated therein:

(1) Type No. 1, Laminated Crepe Kraft paper in 27" x 27" sheets, \$37.50 per thousand sheets, f. o. b. Philadelphia, Pa.

(2) Type No. 1, Laminated Crepe Kraft paper in sheets 40" x 40", \$75.00 per thousand sheets, f. o. b. Philadelphia, Pa.

(3) Type No. 2, Laminated Crepe Diamond Re-enforced Kraft paper in 27" x 27" sheets, \$55.00 per thousand sheets, f. o. b. Philadelphia, Pa.

(4) Type No. 2, Laminated Crepe Diamond Re-enforced Kraft paper in sheets 40" x 40", \$95.00 per thousand sheets, f. o. b. Philadelphia, Pa.

(5) 40" x 54" bags, cut from 40" x 108" Type No. 1, Laminated Crepe Kraft paper, \$175.00 per thousand bags, f. o. b. Philadelphia, Pa.

(6) 40" x 54" bags, cut from 40" x 108" Type No. 2, Laminated Crepe Diamond Re-enforced paper, \$270.00 per thousand bags, f. o. b. Philadelphia, Pa.

(7) Bias cut bags, cut from 30" x 112" Type No. 1, Laminated Crepe Kraft paper, \$160.00 per thousand, f. o. b. Philadelphia, Pa.

(8) Bias cut bags, cut from 30" x 112" Type No. 2, Laminated Crepe Diamond Re-enforced Kraft paper, \$250.00 per thousand, f. o. b. Philadelphia, Pa.

(b) The manufacturer shall continue to grant its customary discounts, differentials, and allowances to different classes of purchasers in accordance with its established practice in effect during March 1942.

(c) Within sixty days after the effective date of this order, Levin Bag & Burlap Co. shall report to the Office of Price Administration, Washington, D. C., the actual cost of manufacturing the special squares and bags. The report shall cover the complete period in which the special squares and bags have been manufactured.

(d) The maximum selling prices set forth herein shall be subject to adjustment at any time by the Office of Price Administration.

(e) This Order No. 162 may be revoked or amended by the Office of Price Administration at any time.

(f) This Order No. 162 (§ 1499.1178) shall become effective December 3, 1942.

(Pub. Laws 421 and 729, 77th Cong.; E.O. 9250, 7 F.R. 7871)

Issued this 2d day of December 1942.

LEON HENDERSON,
Administrator.

[F. R. Doc. 42-12779; Filed, December 2, 1942;
2:53 p. m.]

PART 1499—COMMODITIES AND SERVICES
[Order 163 Under § 1499.3 (b) of GMPR]

ARCHITECTURAL DECORATING CO.

On May 29, 1942, Architectural Decorating Co. of Chicago, Illinois, filed appli-

cation with the Office of Price Administration seeking specific authorization pursuant to § 1499.3 (b) of the General Maximum Price Regulation to determine maximum prices for Cloverleaf Displays and for instructions as to the method to be used in determining such prices. Due consideration has been given to the application and an opinion in support of this order has been issued simultaneously herewith and has been filed with the Division of the Federal Register. For the reasons set forth in the opinion, under the authority vested in the Price Administrator by the Emergency Price Control Act of 1942, as amended and in accordance with § 1499.3 (b) of the General Maximum Price Regulation issued by the Office of Price Administration, it is hereby ordered:

§ 1499.1179 *Authorization for Architectural Decorating Co. to determine maximum prices for Cloverleaf Displays.* (a) The maximum price which may be charged for Cloverleaf Displays by Architectural Decorating Co., hereinafter called the "manufacturer", shall be determined in accordance with the following instructions:

(1) The cost of materials shall be figured at the same rate that the manufacturer used during March, 1942 for similar displays. This will apply to the basic materials involved in the display, as well as supplementary materials used in the manufacture of such a display.

(i) Any jigs, fixtures, stencils, silk screens, and other paraphernalia used in processing the displays, which paraphernalia is "on hand" as a result of the first run, should not be charged into the cost of the displays on this re-run. The exception to this is where repairs or replacement to the paraphernalia is necessary.

(ii) Waste allowances, running time, and packaging time should not exceed those rates which were used on comparable items during March 1942.

(2) Labor rates, or hourly charges for direct and indirect labor, shall not exceed the rates effective for the various types of operation during March 1942.

(3) The percentage mark-up over the cost to determine the selling price shall not exceed that percentage mark-up used in determining a selling price for that item, sold by the manufacturer during March 1942, which most closely resembled the Cloverleaf Display in manufacturing cost, quantities of raw materials per unit, converting operations required, and quantity of production.

(i) If the manufacturer's customary practice during March 1942, was to sell on a delivered price basis, such practice shall be continued.

(ii) The manufacturer shall continue to grant its customary discounts, differentials, and allowances to different classes of purchasers in accordance with its established practice in effect during March 1942.

(b) Within ten days after a maximum price has been determined in accordance with this order, Architectural Decorating Company shall report to the Office of Price Administration, Washington, D. C., the maximum price as computed by it. The report shall set forth

in detail the computation of direct costs and of the maximum price.

(c) Any selling price determined under this order shall be subject to adjustment at any time by the Office of Price Administration.

(d) This Order No. 163 may be revoked or amended by the Office of Price Administration at any time.

(e) This Order No. 163 (§ 1499.1179) shall become effective December 3, 1942.

(Pub. Laws 421 and 729, 77th Cong.; E.O. 9250, 7 F.R. 7871)

Issued this 2d day of December 1942.

LEON HENDERSON,
Administrator.

[F. R. Doc. 42-12780; Filed, December 2, 1942; 2:53 p. m.]

TITLE 46—SHIPPING

Chapter IV—War Shipping Administration

PART 305—INSURANCE

[General Order 6, Supp. 6]

WAR RISK INSURANCE ON SHIPMENTS TO TERRITORIES

War Risk Insurance—Automatic Coverage on Import Cargoes and on Cargoes Shipped to the Territories and Possessions of the United States.

Pursuant to the authority contained in the Merchant Marine Act of 1936, as amended, the following Standard Optional Endorsement No. XIV is hereby promulgated:

Notwithstanding the provisions of General Order No. 6 Supplement No. 2 (§ 305.70) with respect to the exclusion of precious stones from any coverage provided by Warshipencargo Policy, diamonds used for industrial purposes or rubies, or sapphires, natural or synthetic, used for instruments or watch jewels, imported to the Continental United States (excluding Alaska) may be covered by Warshipencargo Policy in accordance with the terms of the following Standard Optional Endorsement XIV which is hereby promulgated:

§ 305.100 Standard Optional Endorsement XIV.

Notwithstanding anything to the contrary contained herein, shipments of ----- to the Continental United States (excluding Alaska) are hereby covered subject to all the terms and conditions of this policy not in conflict herewith. It is warranted by the assured that War Shipping Administration shall not be liable for more than two hundred fifty thousand dollars (\$250,000) in any event by loss or damage in respect to any one vessel under the terms of this endorsement. It is further warranted by the assured that no shipment will attach hereunder until a qualified officer of the overseas vessel has receipted for the goods covered by this endorsement by acknowledging deposit of the same in the safe or strong room of the carrying vessel.

All other terms and conditions remaining unchanged.

Application for Standard Optional Endorsement No. XIV must be submitted

17 F.R. 5881, 6576, 6582, 6749, 7203, 8528, 9089.

to an underwriting agent for transmission to War Shipping Administration for approval of the issuance of the said endorsement.

(E.O. 9054, 7 F.R. 837)

E. S. LAND,
Administrator.

DECEMBER 2, 1942.

[F. R. Doc. 42-12803; Filed, December 3, 1942; 11:10 a. m.]

TITLE 47—TELECOMMUNICATION

Chapter I—Federal Communications Commission

PART 1—RULES OF PRACTICE AND PROCEDURE APPLICATIONS INVOLVING CONSTRUCTION OF WIRE TELEPHONE OR TELEGRAPH LINES

Memorandum opinion. In the matter of policy and procedure for handling applications under section 214 of the Communications Act of 1934.

In order more effectively to conserve critical material, the Board of War Communications has requested that all applications submitted to the Federal Communications Commission involving construction of wire telephone and telegraph lines be denied unless the proposed facilities will serve either (1) an essential military need or (2) a vital public need which cannot otherwise be met.

In conformity to such request the Commission, until further notice, will not grant any application for certificate or other authorization to extend or supplement wire telephone or telegraph lines by construction which involves the use of any critical material, except where it appears that the proposed facilities will serve (1) an essential military need or (2) a vital public need which cannot otherwise be met.

Any application hereafter filed for authority to construct wire telephone or telegraph lines involving the use of any critical material will be considered defective and will be returned to the applicant unless the claim of military necessity or vital public need, which cannot otherwise be met, is supported by (1) a verified copy of (a) a statement to such effect signed by or for the Chief Signal Officer, Director of Naval Communications, or Director of Communications, Coast Guard, or (b) the order or requisition, if any, for such lines signed by the authorized representative of the governmental department which the lines will serve, or (2) a full and complete verified statement of facts and circumstances to demonstrate that the proposed lines are required to meet such need.

With respect to any application now pending¹ before the Commission, or postmarked prior to the date hereof, the documents hereinbefore referred to need not be submitted unless specifically requested by the Commission. Failure to comply with such request within the time designated therein shall be deemed an

¹ Includes all such applications filed prior to the date hereof, irrespective of present status.

abandonment of the pending application and such application will be dismissed without prejudice.

In the event the Commission is unable to determine from the application and data furnished in connection therewith that the proposed facilities will serve either an essential military need or vital public need which cannot otherwise be met, the application will be denied without a public hearing unless specific request for such hearing is made.

By the Commission.

Dated: December 1, 1942.

[SEAL]

T. J. SLOWIE,
Secretary.

[F. R. Doc. 42-12815; Filed, December 3, 1942;
10:55 a. m.]

Notices

TREASURY DEPARTMENT.

Fiscal Service: Bureau of the Public Debt.

[1942 Dept. Circ. 654, Rev., Amendment 1]

UNITED STATES SAVINGS BONDS—SERIES F AND G

NOVEMBER 30, 1942.

1. The inclusion of United States Savings Bonds of Series F and G in the designation United States War Savings Bonds, pursuant to Department Circular No. 654, Revised, dated June 1, 1942,¹ having been revoked, said circular is amended, effective December 1, 1942, by striking out any reference to or designation of such bonds as War Savings Bonds.

2. The sale of United States Savings Bonds of Series F and G will continue until further notice under the provisions of Department Circular No. 654, Revised, dated June 1, 1942, and this amendment. The issue of bonds of these series bearing the designation "United States War Savings Bond" will be continued until existing stocks are exhausted, after which bonds without that designation will be issued.

[SEAL] HENRY MORGENTHAU, Jr.,
Secretary of the Treasury.

[F. R. Doc. 42-12804; Filed, December 3, 1942;
11:31 a. m.]

DEPARTMENT OF THE INTERIOR.

Bituminous Coal Division.

[Docket No. A-1750]

DISTRICT BOARD 11

ORDER GRANTING TEMPORARY RELIEF

In the matter of the petition of District Board No. 11 for temporary establishment of railroad locomotive fuel minimum prices for coals of Honey Creek Mine, of the Pyramid Coal Corporation.

An original petition, pursuant to section 4 II (d) of the Bituminous Coal Act

of 1937 was filed with the Division by the above-named party, requesting the establishment for ninety (90) days of temporary minimum prices for lump and double-screened railroad locomotive fuel coal for sale to the Pennsylvania Railroad from the Honey Creek Mine, a truck mine of the Pyramid Coal Corporation, Mine Index No. 746.

In support of the requested relief petitioner alleges the Honey Creek Mine has a storage pile of approximately 8,000 tons of mine run coal, which, together with such coal as will be currently produced during the ninety (90) day period referred to herein, is to be prepared over a 1½" bar screen at the tippie of the New Victory Mine of the Pyramid Coal Corporation, which will result in a preparation of 1½" lump and 1½" resultant screenings, and which is to be sold to the Pennsylvania Railroad; that the Honey Creek Mine has neither commercial nor railroad locomotive fuel prices for its coals for rail shipment and requests such temporary relief pending the completion of the loading facilities at the New Victory Mine, and does not want to designate the coal in the storage pile, or the coal to be currently produced from the Honey Creek Mine, as a product of the New Victory Mine.

It appearing that a reasonable showing of necessity has been made for the granting of temporary relief in the manner hereinafter set forth, that no petitions of intervention have been filed with the Division in the above-entitled matter, and that District Boards Nos. 1-4, 6, 7, 8, and 10 have advised the Division that they have no objection to the granting of the requested temporary relief; and the following action being deemed necessary in order to effectuate the purposes of the Act;

It is ordered, That temporary relief is granted herein as follows: Commencing forthwith, the Schedule of Effective Minimum Prices for District No. 11 for All Shipments Except Truck is supplemented to include the price classification set forth in "Schedule R,"¹ annexed hereto and made a part hereof.

It is further ordered, That pleadings in opposition to the original petition in the above-entitled matter and applications to stay, terminate or modify the temporary relief herein granted may be filed with the Division within forty-five (45) days from the date of this order, pursuant to the Rules and Regulations Governing Practice and Procedure before the Bituminous Coal Division in Proceedings Instituted Pursuant to Section 4 II (d) of the Bituminous Coal Act of 1937.

It is further ordered, That the temporary relief herein granted shall continue for a period of ninety (90) days from the date of this order, unless it shall otherwise be ordered.

Dated: December 1, 1942.

[SEAL] DAN H. WHEELER,
Director.

[F. R. Doc. 42-12817; Filed, December 3, 1942;
11:58 a. m.]

¹ Not filed as part of the original document.

DEPARTMENT OF LABOR.

Wage and Hour Division.

LEARNERS EMPLOYMENT CERTIFICATES

ISSUANCE TO VARIOUS INDUSTRIES

Notice of issuance of Special Certificates for the employment of learners under the Fair Labor Standards Act of 1938.

Notice is hereby given that Special Certificates authorizing the employment of learners at hourly wages lower than the minimum rate applicable under section 6 of the Act are issued under section 14 thereof and § 522.5 (b) of the Regulations issued thereunder (August 16, 1940, 5 F.R. 2862) to the employers listed below effective December 3, 1942.

The employment of learners under these Certificates is limited to the terms and conditions as designated opposite the employer's name. These Certificates are issued upon the employers' representations that experienced workers for the learner occupations are not available for employment and that they are actually in need of learners at subminimum rates in order to prevent curtailment of opportunities for employment. The Certificates may be cancelled in the manner provided for in the Regulations and as indicated on the Certificate. Any person aggrieved by the issuance of these Certificates may seek a review or reconsideration thereof.

NAME AND ADDRESS OF FIRM, PRODUCT, NUMBER OF LEARNERS, LEARNING PERIOD, LEARNER WAGE, LEARNER OCCUPATIONS, EXPIRATION DATE

Clark Manufacturing Company, 2322 Front St., Meridian, Mississippi; U. S. Government bags, barrack, mattress covers, etc.; 5 learners; 480 hours for any one learner; 25¢ per hour for 1st 320 hours, not less than 32½¢ per hour for the next 160 hours; Sewing machine operator; December 3, 1943.

Royal Studios, 410 N. Syndicate St., St. Paul, Minnesota; Mosquito bars; 3 learners; 480 hours for any one learner; 25¢ per hour for 1st 320 hours, not less than 32½¢ per hour for the next 160 hours; Machine operators; December 3, 1943.

Signed at New York, N. Y., this 1st day of December 1942.

MERLE D. VINCENT,
Authorized Representative
of the Administrator.

[F. R. Doc. 42-12813; Filed, December 3, 1942;
11:45 a. m.]

LEARNERS EMPLOYMENT CERTIFICATES

ISSUANCE TO VARIOUS INDUSTRIES

Notice of issuance of Special Certificates for the employment of learners under the Fair Labor Standards Act of 1938.

Notice is hereby given that Special Certificates authorizing the employment of learners at hourly wages lower than the minimum wage rate applicable under section 6 of the Act are issued under section 14 thereof, Part 522 of the

¹ 7 F.R. 4433.

Regulations issued thereunder (August 16, 1940, 5 F.R. 2862, and as amended June 25, 1942, 7 F.R. 4723), and the Determination and Order or Regulation listed below and published in the FEDERAL REGISTER as here stated.

Apparel Learner Regulations, September 7, 1940 (5 F.R. 3591).

Single Pants, Shirts and Allied Garments, Women's Apparel, Sportswear, Rainwear, Robes, and Leather and Sheep-Lined Garments Divisions of the Apparel Industry, Learner Regulations, July 20, 1942 (7 F.R. 4724).

Artificial Flowers and Feathers Learner Regulations, October 24, 1940 (5 F.R. 4203).

Glove Findings and Determination of February 20, 1940, as amended by Administrative Order of September 20, 1940 (5 F.R. 3748).

Hosiery Learner Regulations, September 4, 1940 (5 F.R. 3530).

Independent Telephone Learner Regulations, September 27, 1940 (5 F.R. 3829).

Knitted Wear Learner Regulations, October 10, 1940 (5 F.R. 3982).

Millinery Learner Regulations, Custom Made and Popular Priced, August 29, 1940 (5 F.R. 3392, 3393).

Textile Learner Regulations, May 16, 1941 (6 F.R. 2446).

Woolen Learner Regulations, October 30, 1940 (5 F.R. 4302).

Notice of Amended Order for the Employment of Learners in the Cigar Manufacturing Industry, July 20, 1941 (6 F.R. 3753).

The employment of learners under these Certificates is limited to the terms and conditions as to the occupations, learning periods, minimum wage rates, et cetera, specified in the Determination and Order or Regulation for the industry designated above and indicated opposite the employer's name. These Certificates become effective December 3, 1942. The Certificates may be cancelled in the manner provided in the Regulations and as indicated in the Certificates. Any person aggrieved by the issuance of any of these Certificates may seek a review or reconsideration thereof.

NAME AND ADDRESS OF FIRM, INDUSTRY, PRODUCT, NUMBER OF LEARNERS AND EXPIRATION DATE

Apparel Industry

Custom Canvas Front Co., 487 Atlantic Street, Stamford, Conn.; Canvas fronts for men's clothing; 3 learners; (T); December 3, 1943.

Pennsburg Clothing Manufacturing Co., 301 4th St., Pennsburg, Penn.; Men's Trousers; 5 percent (T); December 3, 1943.

Reliable Clothing Co., 510 22nd Street, Union City, New Jersey; Boys' coats and jackets; 5 learners (T); December 3, 1943.

Single Pants, Shirts and Allied Garments, Women's Apparel, Sportswear, Rainwear, Robes, and Leather and Sheep-Lined Garments Divisions of the Apparel Industry

Aronson-Caplin Co., Inc., 659 N. 13th Street, Easton, Pennsylvania; Women's Undergarments, Slips, Nightgowns, made of woven rayon; 10 percent (T); December 3, 1943.

Bobby Dress Company, 94 Main Street, Dickson City, Pennsylvania; Ladies' Dresses; 10 learners (T); December 3, 1943.

Cornbleet Brothers, Shawneetown, Illinois; Ladies' wash dresses; 100 learners (E); June 3, 1943.

Eve-N-Form Undergarment Co., 123 N. 13th Street, Philadelphia, Pennsylvania; Ladies' slips & night gowns; 5 learners (T); December 3, 1943.

Hegins Manufacturing Co., Inc., Maple Street, Hegins, Pennsylvania; Boys' shirts; 10 percent (T); December 3, 1943.

F. Jacobson & Sons, Inc., 127 Arch St., Albany, New York; Shirts & pajamas; 10 percent (T); December 3, 1943.

F. Jacobson & Sons, Inc., Smith & Cornell St., Kingston, New York; Shirts; 10 percent (T); December 3, 1943.

F. Jacobson & Sons, Inc., Vine Street, Salisbury, Maryland; Army Officer's shirts; 10 percent (T); December 3, 1943.

F. Jacobson & Sons, Inc., River & Jay Sts., Troy, New York; Shirts and pajamas; 10 percent (T); December 3, 1943.

Kiyyer Garment Co., 179 Delaware Ave., Palmerton, Pennsylvania; House Dresses; 24 learners (E); June 3, 1943.

Lustberg Nast & Co., Inc., 6th Ave. & Mifflin St., Lebanon, Pennsylvania; Army field jackets, mackinaws and flannel shirts; 5 percent (T); December 3, 1943.

Miller Mfg. Company, Inc., Cherryvale, Kansas; Work trousers; 10 percent (T); December 3, 1943.

Pioneer Manufacturing Co., Inc., 61 S. Pennsylvania Ave., Wilkes-Barre, Pa.; Infants' & children's dresses and play togs; 50 learners (E); June 3, 1943.

Salant & Salant, Inc., South First St., Union City, Tenn.; Cotton work shirts; 10 percent (T); December 3, 1943.

Glove Industry

Wells Lamont Corporation, Clarksville, Missouri; Work Gloves; 50 learners (E); June 3, 1943.

Hosiery Industry

Cohen Hosiery Company, 228 E. Sycamore Street, Greensboro, North Carolina; Seamless hosiery; 5 percent (T); December 3, 1943.

Park Hosiery Mill, Carthage, North Carolina; Seamless hosiery; 5 learners (T); December 3, 1943.

Westmont Silk Hosiery Mills, Corp., Highland Ave., Westmont, New Jersey; Full-fashioned hosiery; 5 learners (T); December 3, 1943.

Whisnant Hosiery Mills, Fourth Street, Hickory, North Carolina; Seamless hosiery; 5 percent (T); December 3, 1943.

Knitted Wear Industry

Queen Maid Underwear Co., Inc. Ford Avenue, Milltown, New Jersey; Knitted underwear; 5 percent (T); December 3, 1943.

Tamaqua Underwear Co., Inc., Rear 207 Centre St., Tamaqua, Pennsylvania; Knitted Underwear; 5 percent (T); December 3, 1943.

Signed at New York, N. Y., this 1st day of December 1942.

MERLE D. VINCENT,
Authorized Representative
of the Administrator.

[F. R. Doc. 42-12814; Filed, December 3, 1942; 11:45 a. m.]

CIVIL AERONAUTICS BOARD.

[Docket Nos. 373 and 497]

PAN AMERICAN AIRWAYS, INC., AND AMERICAN EXPORT AIRLINES, INC.

NOTICE OF POSTPONEMENT OF ORAL ARGUMENT

In the matter of the applications of Pan American Airways, Inc., and American Export Airlines, Inc., for certificates of public convenience and necessity authorizing air transportation from New Orleans to Cuba and Central America.

Notice is hereby given pursuant to the Civil Aeronautics Act of 1938, as amended, particularly sections 401 and 1001 of said Act, in the above-entitled proceeding, that oral argument now assigned for December 9, 1942, is hereby postponed to December 10, 1942, 10 a. m. (eastern war time) in Room 5042 Commerce Building, 14th Street and Constitution Avenue NW., Washington, D. C., before the Board.

Dated Washington, D. C., December 2, 1942.

By the Civil Aeronautics Board.

[SEAL] DARWIN CHARLES BROWN,
Secretary.

[F. R. Doc. 42-12816; Filed, December 3, 1942; 11:58 a. m.]

FEDERAL COMMUNICATIONS COMMISSION.

[Docket Nos. 5269, 5270, 5271, 5864]

COLUMBIA BROADCASTING SYSTEM, INC.
ET AL.

ORDER DENYING PETITION, ETC.

In re applications of Columbia Broadcasting System, Inc. (WBT), Charlotte, North Carolina, for construction permit; KFAB Broadcasting Company (KFAB), Lincoln, Nebraska, for construction permit; Columbia Broadcasting System, Inc. (WBBM), Chicago, Illinois, for modification of license; The Norfolk Daily News (WJAG), Norfolk, Nebraska, for construction permit.

At a session of the Federal Communications Commission held at its offices in Washington, D. C., on the 24th day of November 1942;

The Commission having under consideration the applicants' joint petition, filed on May 27, 1942, requesting grants of the above-entitled applications;

It is ordered, That said petition be, and it is hereby, denied;

It is further ordered, That the further hearing upon the above applications, heretofore ordered, be held at the Commission's offices in Washington, D. C., at 10:00 a. m. on the 25th day of January 1943; and

It is further ordered, That the issues specified in the Commission's notice, dated June 26, 1941, be, and they are hereby, supplemented by the following issues to be determined at said further hearing:

1. To determine the materials and equipment necessary for the proposed construction at Stations WBT, KFAB, and WJAG which licensees have on hand or available.

2. To determine the materials and equipment necessary for the proposed construction at Stations WBT, KFAB, and WJAG which licensees do not have on hand or available.

3. To determine whether or not the granting of the WBT, KFAB and WJAG applications would be in conformity with the Commission's policy announced by its Memorandum Opinion of April 27, 1942, as modified on September 22, 1942. By the Commission.

[SEAL]

T. J. SLOWIE,
Secretary.[F. R. Doc. 42-12802; Filed, December 3, 1942;
10:55 a. m.]

FEDERAL POWER COMMISSION.

[Docket No. DI-166]

GEORGIA POWER COMPANY

ORDER CHANGING DATE OF HEARING

DECEMBER 2, 1942.

It appearing that pursuant to previous orders, a hearing was held in the above-entitled proceeding in Atlanta, Georgia, beginning on September 21, 1942, continuing through October 7, 1942 and, pursuant to authority, was recessed to reconvene on November 16, 1942, at Washington, D. C., on which date it was further recessed to reconvene in Washington, D. C., on January 25, 1943; and

Good cause having been shown by the Declarant for a change, from January 25, 1943, of the date for reconvening the hearing; *It is ordered*, That:

The hearing in this proceeding be reconvened at 9:45 a. m. on Monday, January 18, 1943, in the hearing room, Hurley-Wright Building, 1800 Pennsylvania Avenue NW., Washington, D. C., instead of on January 25, 1943.

By the Commission.

[SEAL]

LEON M. FUQUAY,
Secretary.[F. R. Doc. 42-12811; Filed, December 3, 1942;
11:40 a. m.]

[Docket No. G-230]

TENNESSEE GAS AND TRANSMISSION
COMPANYAMENDMENT OF ORDER FIXING DATE AND
PLACE OF HEARING

DECEMBER 2, 1942.

Upon consideration of the petitions filed by the Railroad and Public Utilities Commission of the State of Tennessee on November 23, 1942, and the Tennessee Gas and Transmission Company on November 25, 1942, for a change in the place of hearing now set for December 8, 1942, at 9:45 a. m. in the Hearing Room of the Federal Power Commission, Hurley-Wright Building, Washington, D. C., to Nashville, Tennessee; and the petition of the Tennessee Gas and Transmission Company for a postponement of the hearing to December 15, 1942;

It appearing to the Commission that:

(a) By its order dated October 31, 1942, the Commission ordered that a public hearing in the above-entitled

matter be held commencing on December 8, 1942, at 9:45 a. m. in the Hearing Room of the Federal Power Commission, Hurley-Wright Building, 1800 Pennsylvania Avenue NW., Washington, D. C.;

(b) Good cause has been shown for the granting of the said petitions for postponement and change of place of hearing; the Commission orders, That:

(a) The public hearing in the above-entitled proceeding now set to begin on December 8, 1942, at 9:45 a. m. in the Hearing Room of the Federal Power Commission, Hurley-Wright Building, 1800 Pennsylvania Avenue NW., Washington, D. C., be held, instead, commencing on December 15, 1942, at 9:45 a. m. in the Hearing Room of the Railroad and Public Utilities Commission of the State of Tennessee, War Memorial Building, Nashville, Tennessee;

(b) The Commission's order of October 31, 1942, be and it is hereby amended to the extent, only, indicated by paragraph (a) above.

By the Commission.

[SEAL]

LEON M. FUQUAY,
Secretary.[F. R. Doc. 42-12812; Filed, December 3, 1942;
11:40 a. m.]

OFFICE OF ALIEN PROPERTY CUSTODIAN.

[Vesting Order 271]

CONCRETE MIXERS OWNED BY ENTERPRISES
LEON BALLOT, PARIS, FRANCE

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding that the property described as follows:

Five cases containing three concrete mixers stored at Pouch Terminal, Clifton, Staten Island, New York,

is property within the United States owned or controlled by Enterprises Leon Ballot, whose last known address was represented to the undersigned as being Orde P-278, Paris, France, and determining that to the extent that such French firm is a person not within a designated enemy country the national interest of the United States requires that it be treated as a national of a designated enemy country (Germany), and therefore determining that it is a national of such designated enemy country, and having made all determinations and taken all action, after appropriate consultation and certification, required by said Executive Order or Act or otherwise, and deeming it necessary in the national interest, hereby vests such property in the Alien Property Custodian, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in a special account pending further determination of the Alien Property Custodian. This shall not be deemed to limit the powers of the Alien Property Custodian to return such property or the proceeds thereof, or to indicate that compensation will

not be paid in lieu thereof, if and when it should be determined that such return should be made or such compensation should be paid.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of said Executive Order.

Executed at Washington, D. C., on October 29, 1942.

[SEAL]

LEO T. CROWLEY,
Alien Property Custodian.[F. R. Doc. 42-12792; Filed, December 3, 1942;
10:00 a. m.]

[Vesting Order 274]

ASSETS OF AMMINISTRAZIONE DEI MONOPOLI
DI STATO OF THE KINGDOM OF ITALY

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding that the property described as follows:

All property of any nature whatsoever situated in the United States and owned or controlled by, payable or deliverable to, or held on behalf of or on account of or owing to Amministrazione dei Monopoli di Stato of the Kingdom of Italy, an agency of the government of the Kingdom of Italy, Rome, Italy, including but not limited to all property of Italian Tobacco Regie, its American branch located at New York, New York, which is a business enterprise within the United States.

is property of said business enterprise which is a national of a designated enemy country (Italy), and determining that to the extent that such national is a person not within a designated enemy country such person is controlled by or acting for or on behalf of or as a cloak for a designated enemy country (Italy) or a person within such country, and the national interest of the United States requires that such person be treated as a national of the aforesaid designated enemy country, and having made all determinations and taken all action, after appropriate consultation and certification, required by said Executive Order or Act or otherwise, and deeming it necessary in the national interest, hereby vests such property in the Alien Property Custodian, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in a special account pending further determination of the Alien Property Custodian. This shall not be deemed to limit the powers of the Alien Property Custodian

to return such property or the proceeds thereof, or to indicate that compensation will not be paid in lieu thereof, if and when it should be determined that such return should be made or such compensation should be paid.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national", "designated enemy country" and "business enterprise within the United States" as used herein shall have the meanings prescribed in section 10 of said Executive Order.

Executed at Washington, D. C., on October 29, 1942.

[SEAL]

LEO T. CROWLEY,
Alien Property Custodian.

[F. R. Doc. 42-12794; Filed, December 3, 1942;
10:01 a. m.]

[Vesting Order 280]

**ENGINE PARTS, RODS AND STEEL TUBING
OWNED BY STEAUA ROMANA, BUCHAREST,
RUMANIA**

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding that the property described as follows:

One case of engine parts, three cases of rods or alloy used for welding, and 130 pieces of steel tubing, owned by Steaaua Romana, whose last known address was represented to the undersigned as being B-D-1, Carol No. 17, Bucharest, Rumania, said property being presently stored at Pouch Terminal, Clifton, Staten Island, New York,

is property within the United States owned by a national of a designated enemy country (Rumania), and determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of the aforesaid designated enemy country (Rumania), and having made all determinations and taken all action, after appropriate consultation and certification, required by said Executive Order or Act or otherwise, and deeming it necessary in the national interest, hereby vests such property in the Alien Property Custodian, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in a special account pending further determination of the Alien Property Custodian. This shall not be deemed to limit the powers of the Alien Property Custodian to return such property or the proceeds thereof, or to indicate that compensa-

tion will not be paid in lieu thereof, if and when it should be determined that such return should be made or such compensation should be paid.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of said Executive Order.

Executed at Washington, D. C., on October 31, 1942.

[SEAL]

LEO T. CROWLEY,
Alien Property Custodian.

[F. R. Doc. 42-12795; Filed, December 3, 1942;
10:00 a. m.]

[Vesting Order 281]

**SPENGLER DRY PRESS OWNED BY TEPLITZER
MASCHINENFABRIKS A. G. OF TEPLITZ-
SCHOENAU, CZECHOSLOVAKIA**

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding that the property described as follows:

One Spengler Dry Press located at the "Royal" plant of the Metropolitan Paving Brick Company, Canton, Ohio,

is property within the United States owned or controlled by Teplitzer Maschinenfabriks A. G., whose last known address was represented to the undersigned as being Teplitz-Schoenau, Czechoslovakia, and determining that to the extent that such Czechoslovakian firm is a person not within a designated enemy country the national interest of the United States requires that it be treated as a national of a designated enemy country (Germany), and therefore determining that it is a national of such designated enemy country, and having made all determinations and taken all action, after appropriate consultation and certification, required by said Executive Order or Act or otherwise, and deeming it necessary in the national interest, hereby vests such property in the Alien Property Custodian, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in a special account pending further determination of the Alien Property Custodian. This shall not be deemed to limit the powers of the Alien Property Custodian to return such property or the proceeds thereof, or to indicate that compensation will not be paid in lieu thereof, if and when it should be determined that such return should be made or such compensation should be paid.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of said Executive Order.

Executed at Washington, D. C., on October 31, 1942.

[SEAL]

LEO T. CROWLEY,
Alien Property Custodian.

[F. R. Doc. 42-12796; Filed, December 3, 1942;
10:01 a. m.]

[Vesting Order 282]

**INTEREST OF AUGUST T. GAUSEBECK IN
ROBERT C. MAYER AND COMPANY, A SOLE
PROPRIETORSHIP**

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding that the property described as follows:

All right, title and interest of August T. Gausebeck, whose last known address was represented to the undersigned as being Germany (by repatriation), in and to Robert C. Mayer and Company (a sole proprietorship), the name under which he maintains offices and does business in New York, New York, which is a business enterprise within the United States, and all property of any nature whatsoever owned or controlled by, payable or deliverable to, or held on behalf of or on account of or owing to, said business enterprise,

is property of, and represents ownership of said business enterprise which is, a national of a designated enemy country (Germany), and determining that to the extent that such nationals are persons not within a designated enemy country the national interest of the United States requires that such persons be treated as nationals of the aforesaid designated enemy country, and having made all determinations and taken all action, after appropriate consultation and certification, required by said Executive Order or Act or otherwise, and deeming it necessary in the national interest, hereby vests such property in the Alien Property Custodian, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

Such property and any or all of the proceeds thereof, shall be held in a special account pending further determination of the Alien Property Custodian. This shall not be deemed to limit the powers of the Alien Property Custodian to return such property or the proceeds thereof, or to indicate that compensation will not be paid in lieu thereof, if and when it should be deter-

mined that such return should be made or such compensation should be paid.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national", "designated enemy country" and "business enterprise within the United States" as used herein shall have the meanings prescribed in section 10 of said Executive Order.

Executed at Washington, D. C. on October 31, 1942.

[SEAL]

LEO T. CROWLEY,
Alien Property Custodian.

[F. R. Doc. 42-12797; Filed, December 3, 1942;
10:01 a. m.]

[Vesting Order 283]

ALL OF THE CAPITAL STOCK OF ASAHI CORPORATION

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding that the property described as follows:

All of the capital stock of Asahi Corporation, a New York corporation, Brooklyn, New York, which is a business enterprise within the United States, consisting of 3,900 shares of \$135 par value common stock, the names and last known addresses of the registered owners of which, and the number of shares owned by them respectively, are as follows:

Names and last known addresses	Number of shares
Asahi Silk Company, Ltd., a Japanese Corporation, Kobe, Japan	3,380
Juichi Kono, a Japanese citizen (alien detention camp)	520
Total	3,900

is property of nationals, and represents ownership of said business enterprise which is a national, of a designated enemy country (Japan), and determining that to the extent that any or all of such nationals are persons not within a designated enemy country the national interest of the United States requires that such persons be treated as nationals of the aforesaid designated enemy country, (Japan), and having made all determinations and taken all action, after appropriate consultation and certification, required by said Executive Order or Act or otherwise, and deeming it necessary in the national interest, hereby vests such property in the Alien Property Custodian, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in a special account pending further determination of the Alien Property Custodian. This shall not be deemed to limit the powers

of the Alien Property Custodian to return such property or the proceeds thereof, or to indicate that compensation will not be paid in lieu thereof, if and when it should be determined that such return should be made or such compensation should be paid.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national", "designated enemy country" and "business enterprise within the United States" as used herein shall have the meanings prescribed in section 10 of said Executive Order.

Number	Date of issue	Inventor	Title
2,123,211	7/12/38	H. Scholler	Process of saccharification of cellulose.
2,123,212	7/12/38	H. Scholler	Process of extraction.

Patent application identified as follows:

Seria. No.	Filing date	Inventor	Title
420,819	11/28/41	H. Scholler	Processing of wood sugar solution.

is property in which nationals of a foreign country (Germany) have interests and having made all determinations and taken all action, after appropriate consultation and certification, required by said Executive Order or Act or otherwise, and deeming it necessary in the national interest, hereby vests such property in the Alien Property Custodian, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in a special account pending further determination of the Alien Property Custodian. This shall not be deemed to limit the powers of the Alien Property Custodian to return such property or the proceeds thereof, or to indicate that compensation will not be paid in lieu thereof, if and when it should be determined that such return should be made or such compensation should be paid.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1 within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall

Executed at Washington, D. C. on October 31, 1942.

[SEAL]

LEO T. CROWLEY,
Alien Property Custodian.

[F. R. Doc. 42-12788; Filed, December 3, 1942;
10:01 a. m.]

[Vesting Order 355]

H. SCHOLLER

Re: Patent applications of foreign nationals.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9096, as amended, and pursuant to law, the undersigned, after investigation, finding that the property described as follows:

All right, title and interest, including all accrued royalties and all damages and profits recoverable at law or in equity from any person, firm, corporation or government for past infringement thereof, in and to United States Letters Patent identified as follows:

have the meanings prescribed in section 10 of said Executive Order.

Executed at Washington, D. C., on November 13, 1942.

[SEAL]

LEO T. CROWLEY,
Alien Property Custodian.

[F. R. Doc. 42-12789; Filed, December 3, 1942;
10:00 a. m.]

[Vesting Order 396]

G. RICORDI AND COMPANY, INC.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding that the property described as follows:

All of the capital stock of G. Ricordi and Company, Inc., a New York corporation, New York, New York, which is a business enterprise within the United States, consisting of 300 shares of \$100 par value common capital stock, which shares are owned by G. Ricordi and Company, an Italian partnership, whose last known address was represented to the undersigned as being Milan, Italy,

is property of, and represents ownership of said business enterprise which is, a national of a designated enemy country (Italy), and determining that to the extent that such nationals are persons not within a designated enemy country the national interest of the United States requires that such persons be treated as nationals of the aforesaid designated enemy country (Italy), and having made

all determinations and taken all action, after appropriate consultation and certification, required by said Executive Order or Act or otherwise, and deeming it necessary in the national interest, hereby (i) vests such property in the Alien Property Custodian, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States, and (ii) undertakes the direction, management, supervision and control of such business enterprise to the extent deemed necessary or advisable from time to time by the undersigned.

Such property and any or all of the proceeds thereof shall be held in a special account pending further determination of the Alien Property Custodian. This shall not be deemed to limit the powers of the Alien Property Custodian to return such property or the proceeds thereof or to indicate that compensation will not be paid in lieu thereof, or to vary the extent of such direction, management, supervision or control or to terminate the same, if and when it should be determined that any of such action should be taken.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national," "designated enemy country" and "business enterprise within the United States" as used herein shall have the meanings prescribed in section 10 of said Executive Order.

Executed at Washington, D. C. on November 19, 1942.

[SEAL] LEO T. CROWLEY,
Alien Property Custodian.

[F. R. Doc. 42-12760; Filed, December 3, 1942;
10:00 a. m.]

[Vesting Order 397]

INTEREST OF G. RICORDI AND COMPANY, MILAN, ITALY, IN A CERTAIN CONTRACT

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding that the property described as follows:

All right, title and interest of G. Ricordi and Company, an Italian partnership, which has a principal place of business at Milan, Italy, in and to that certain contract by and between Dr. Renato Tasselli, New York, New York, acting as attorney-in-fact for the aforesaid G. Ricordi and Company and Broadcast Music, Inc., New York, New York, executed under date of October 7, 1940, and all income, profits, royalties and other property heretofore accrued or which may hereafter accrue to or in favor of said partnership, by virtue of the aforesaid contract,

is property payable or held with respect to copyrights or rights related thereto

in which an interest is held by, and such property is itself an interest held therein by, a national of a foreign country (Italy), and having made all determinations and taken all action, after appropriate consultation and certification, required by said Executive Order or Act or otherwise, and deeming it necessary in the national interest, hereby vests such property in the Alien Property Custodian, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in a special account pending further determination of the Alien Property Custodian. This shall not be deemed to limit the powers of the Alien Property Custodian to return such property or the proceeds thereof, or to indicate that compensation will not be paid in lieu thereof, if and when it should be determined that such return should be made or such compensation should be paid.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of said Executive Order.

Executed at Washington, D. C. on November 19, 1942.

[SEAL] LEO T. CROWLEY,
Alien Property Custodian.

[F. R. Doc. 42-12791; Filed, December 3, 1942;
10:00 a. m.]

OFFICE OF DEFENSE TRANSPORTATION.

[Special Order ODT R-1]

CHICAGO, BURLINGTON & QUINCY RAILROAD Co.

DISCONTINUANCE OF PASSENGER SERVICE BETWEEN EDMONT, SOUTH DAKOTA, AND BILLINGS, MONTANA

By virtue of the authority vested in me by Executive Order No. 8989, issued December 18, 1941, and in order to make available railway cars, motive power, and other transportation facilities and equipment for the preferential transportation of troops and material of war, as contemplated by section 6 (8) of the Interstate Commerce Act, as amended; to prevent shortages of equipment necessary for such transportation; to conserve and providently utilize railway cars, motive power, and other transportation facilities and service; and to expedite the movement of traffic, the attainment of which purposes is essential to the successful prosecution of the war, *It is hereby ordered, That:*

1. The Chicago, Burlington & Quincy Railroad Company shall discontinue the operation of its passenger trains numbered 41 and 44 between Edgemont, South Dakota and Billings, Montana, and forthwith shall file with the Interstate Commerce Commission in respect of transportation in interstate or foreign commerce, and with each appropriate State regulatory body in respect of transportation in intrastate commerce, and publish in accordance with law, and continue in effect until further order, tariffs or appropriate supplements to filed tariffs, setting forth any changes in its fares, charges, operations, rules, regulations, and practices which may be necessary to accord with the provisions of this order together with a copy of this order; and forthwith shall apply to said Commission and each such regulatory body for special permission for such tariffs or supplements to become effective on one day's notice.

2. Communications concerning this order should be addressed to the Division of Railway Transport, Office of Defense Transportation, Washington, D. C., and should refer to "Special Order ODT R-1".

3. This order shall become effective December 10, 1942, and shall remain in full force and effect until the termination of the present war shall have been duly proclaimed, or until such earlier time as the Office of Defense Transportation by further order may designate.

Issued at Washington, D. C., this 3d day of December 1942.

JOSEPH B. EASTMAN,
Director of Defense Transportation.

[F. R. Doc. 42-12807; Filed, December 3, 1942;
11:38 a. m.]

[Special Order ODT R-2]

SOUTHERN RAILWAY COMPANY

DISCONTINUANCE OF PASSENGER SERVICE BETWEEN NEW ALBANY, INDIANA, AND PRINCETON, INDIANA

By virtue of the authority vested in me by Executive Order No. 8989, issued December 18, 1941, and in order to make available railway cars, motive power, and other transportation facilities and equipment for the preferential transportation of troops and material of war, as contemplated by section 6 (8) of the Interstate Commerce Act, as amended; to prevent shortages of equipment necessary for such transportation; to conserve and providently utilize railway cars, motive power, and other transportation facilities and service; and to expedite the movement of traffic, the attainment of which purposes is essential to the successful prosecution of the war: *It is hereby ordered, That:*

1. Southern Railway Company shall discontinue the operation of its passenger trains numbered 1 and 2 between New Albany, Indiana, and Princeton, Indiana, and forthwith shall file with the Interstate Commerce Commission in respect of transportation in interstate or foreign commerce, and with each appropriate State regulatory body in respect

of transportation in intrastate commerce, and publish in accordance with law, and continue in effect until further order, tariffs or appropriate supplements to filed tariffs, setting forth any changes in the fares, charges, operations, rules, regulations, and practices which may be necessary to accord with the provisions of this order; together with a copy of this order; and forthwith shall apply to said Commission and each such regulatory body for special permission for such tariffs or supplements to become effective on one day's notice.

2. Communications concerning this order should be addressed to the Division of Railway Transport, Office of Defense Transportation, Washington, D. C., and should refer to "Special Order ODT R-2".

3. This order shall become effective December 10, 1942, and shall remain in full force and effect until the termination of the present war shall have been duly proclaimed, or until such earlier time as the Office of Defense Transportation by further order may designate.

Issued at Washington, D. C., this 3d day of December 1942.

JOSEPH B. EASTMAN,
Director of Defense Transportation.

[F. R. Doc. 42-12808; Filed, December 3, 1942;
11:38 a. m.]

[Special Order ODT R-3]

INTERNATIONAL-GREAT NORTHERN RAILROAD
AND TEXAS AND NEW ORLEANS RAILROAD
Co.

ESTABLISHMENT OF SHUTTLE TRAIN
PASSENGER SERVICE

Directing International-Great Northern Railroad and Texas and New Orleans Railroad Company to establish daily shuttle train scheduled passenger service between Houston, Texas, and plant of Houston Shipbuilding Corporation near Deepwater, Texas.

By virtue of the authority vested in me by Executive Order No. 8989, issued December 18, 1941, and in order to assure the orderly and expeditious movement of men to points of need and to conserve and providently utilize manpower and existing transportation facilities and service, the attainment of which purposes is essential to the successful prosecution of the war: *It is hereby ordered*, That:

1. International-Great Northern Railroad and Texas and New Orleans Railroad Company, jointly, shall establish forthwith, maintain, and continue until further order of the Office of Defense Transportation, daily shuttle train scheduled passenger service between the Congress Avenue Passenger Depot of the International-Great Northern Railroad, Houston, Texas, and the plant of the Houston Shipbuilding Corporation near Deepwater, Texas, sufficient to meet the requirements for the transportation between said points of employees of said Houston Shipbuilding Corporation; such shuttle trains shall be operated in interline road service with the minimum number of employees required to conduct such

operations with safety and in accordance with the operating rules of the carriers.

2. International-Great Northern Railroad and Texas and New Orleans Railroad Company, respectively, shall file with the Interstate Commerce Commission in respect of transportation in interstate or foreign commerce, and with each appropriate State regulatory body in respect of transportation in intrastate commerce, and publish in accordance with law, and continue in effect until further order, tariffs or appropriate supplements to filed tariffs, setting forth any changes in fares, charges, operations, rules, regulations, and practices of each carrier which may be necessary to accord with the provisions of this order, together with a copy of this order; and forthwith shall apply to said Commission and each such regulatory body for special permission for such tariffs or supplements to become effective on one day's notice.

3. This order shall become effective December 5, 1942, and shall remain in full force and effect until the termination of the present war shall have been duly proclaimed, or until such earlier time as the Office of Defense Transportation by further order may designate.

Issued at Washington, D. C., this 2d day of December 1942.

C. D. YOUNG,
Acting Director of
Defense Transportation.

[F. R. Doc. 42-12809; Filed, December 3, 1942;
11:38 a. m.]

[Supplementary Order ODT 2-5]

CHICAGO, BURLINGTON & QUINCY RAILROAD
COMPANY

SUBSTITUTION OF MOTOR VEHICLE FOR RAIL
PASSENGER SERVICE

Upon consideration of the application for authority to substitute motor vehicle service for certain railroad passenger service filed with this Office by the Chicago, Burlington & Quincy Railroad Company, as contemplated by General Order ODT 2, and good cause appearing therefor: *It is hereby ordered*, That:

1. Chicago, Burlington & Quincy Railroad Company is authorized to substitute bus service consisting of one round trip daily between New Castle and Sheridan, Wyoming, and two round trips daily between Edgemont, South Dakota, and Mule Creek, Wyoming, to be operated by Burlington Transportation Company, a subsidiary of Chicago, Burlington & Quincy Railroad Company, for the passenger, mail, express and baggage train service now operated as trains numbered 41 and 44 between Edgemont, South Dakota, and Billings, Montana.

2. Communications concerning this order should refer to Supplementary Order ODT 2-5 and should be addressed to Division of Local Transport, Office of Defense Transportation, Washington, D. C.

3. This order shall become effective December 10, 1942.

¹ 7 F. R. 2952.

Issued at Washington, D. C., this 3rd day of December 1942.

JOSEPH B. EASTMAN,
Director of Defense Transportation.

[F. R. Doc. 42-12810; Filed, December 3, 1942;
11:38 a. m.]

OFFICE OF PRICE ADMINISTRATION.

[Order 23 Under Supp. Reg. 1 to GMPR]

UNITED STATES TESTING COMPANY

APPROVAL OF REGISTRATION

Order No. 23 Under Supplementary Regulation No. 1 of General Maximum Price Regulation—Exceptions for Certain Commodities, Certain Sales and Deliveries, and Certain Services.

An opinion in support of this order has been rendered simultaneously herewith and filed with the Division of the Federal Register.

The following company has registered with and been approved by the Office of Price Administration as engaged principally and primarily in the business of reconditioning and selling damaged commodities received in connection with the adjustment of losses from insurance companies, transportation companies, and agents of the United States Government, and whose other activities do not include the buying or selling for its own account of new, used, or otherwise sound merchandise.

United States Testing Company, Inc.,
1415 Park Avenue, Hoboken, New Jersey.

Pursuant to the authority vested in the Administrator by the Emergency Price Control Act of 1942, as amended, and Executive Order 9250 and in accordance with § 1499.26 (b) (1), as amended, of Supplementary Regulation No. 1, under the General Maximum Price Regulation, *It is hereby ordered*:

(a) That sales or deliveries by the United States Testing Company, Hoboken, New Jersey, be, and they hereby are, excepted from the General Maximum Price Regulation in accordance with § 1499.26 (b) (1) of Supplementary Regulation No. 1.

(b) This Order No. 23 shall become effective December 3, 1942.

Issued this 2d day of December 1942.

LEON HENDERSON,
Administrator.

[F. R. Doc. 42-12763; Filed, December 2, 1942;
2:51 p. m.]

[Order 92 Under MPR 120]

JACKSON COAL COMPANY

ORDER GRANTING ADJUSTMENT

Order No. 92 Under Maximum Price Regulation No. 120—Bituminous Coal Delivered From Mine or Preparation Plant—Docket No. 3120-130.

For the reasons set forth in an opinion issued simultaneously herewith, and under the authority vested in the Price Administrator by the Emergency Price Control Act of 1942, as amended, and Executive Order No. 9250, and in accordance with § 1340.207 (c) of Maximum Price Regulation No. 120, *It is ordered*:

(a) L. W. Richards, doing business as the Jackson Coal Company, 190 Morton

Street, Jackson, Ohio, may sell and deliver, and any person may buy and receive, the bituminous coal described in paragraph (b) at prices not to exceed the respective prices stated therein;

(b) Coal in Size Groups 5, 6 and 8, produced at the Jackson Hill Mine (Mine Index No. 1086), District No. 4, of L. W. Richards, doing business as the Jackson Coal Company, may be sold for shipment by truck or wagon at prices per net ton, f. o. b. the mine, not to exceed \$3.50, \$2.50 and \$2.25, respectively;

(c) This Order No. 92 may be revoked or amended by the Price Administrator at any time;

(d) All prayers of the petition not granted herein are denied;

(e) Within 30 days from the effective date of this order, the said L. W. Richards shall notify all persons purchasing its coals of the adjustments granted in this order and shall include a statement that if the purchaser is subject to Maximum Price Regulation No. 122 in the resale of coal, the adjustments granted by this Order do not authorize an increase in the purchaser's resale price except in accordance with and subject to the conditions stated in Amendment No. 8 to Maximum Price Regulation No. 122.

(f) Unless the context otherwise requires, the definitions set forth in § 1340.208 of Maximum Price Regulation No. 120 shall apply to terms used herein;

(g) This Order No. 92 shall become effective December 3, 1942.

Issued this 2d day of December 1942.

LEON HENDERSON,
Administrator.

[F. R. Doc. 42-12765; Filed, December 2, 1942;
2:51 p. m.]

[Order 93 Under MPR 120]

NORWOOD-WHITE COAL COMPANY
ORDER GRANTING ADJUSTMENT

Order No. 93 Under Maximum Price Regulation No. 120—Bituminous Coal Delivered From Mine or Preparation Plant—Docket No. 1120-196-P.

For the reasons set forth in an opinion issued simultaneously herewith, and pursuant to the authority vested in the Price Administrator by the Emergency Price Control Act of 1942, as amended, and Executive Order No. 9250, and in accordance with § 1340.207 (b) of Maximum Price Regulation No. 120; *It is ordered:*

(a) Norwood-White Coal Company, Des Moines, Iowa, may sell and deliver and any person may buy and receive the bituminous coal described in paragraphs (b) and (c) at prices not in excess of those stated therein for shipment by rail and for shipment by truck.

(b) Coals produced by the Norwood-White Coal Company at its Herrold No. 8 Mine, Mine Index No. 39, in District No. 12 may be sold for shipment by rail at prices not to exceed \$4.43, \$4.20, \$3.93 and \$2.73 per net ton in Size Groups 1, 3, 6 and 8, respectively, f. o. b. the mine.

(c) Coals produced by the Norwood-White Coal Company at its Herrold No. 8 Mine, Mine Index No. 39, in District No.

12 may be sold for shipments by truck or wagon at not more than \$4.95, \$4.75, \$4.50 and \$3.05 per net ton in Size Groups 1, 3, 6 and 8, respectively, f. o. b. the mine.

(d) Within thirty (30) days from the effective date of this Order, said Norwood-White Coal Company shall notify all persons purchasing its coals of the adjustments granted by this Order, and shall include a statement that if the purchaser is subject to Maximum Price Regulation No. 122 in the resale of coal, the adjustments granted by the Order do not authorize any increase in the purchaser's resale price except in accordance with and subject to the conditions stated in Amendment No. 8 to Maximum Price Regulation No. 122.

(e) This Order No. 93 may be revoked or amended by the Price Administrator at any time.

(f) Unless the context otherwise requires, the definitions set forth in § 1340.208 of Maximum Price Regulation No. 120 shall apply to terms used herein.

(g) This Order No. 93 shall become effective December 3, 1942.

Issued this 2d day of December 1942.

LEON HENDERSON,
Administrator.

[F. R. Doc. 42-12766; Filed, December 2, 1942;
2:51 p. m.]

[Order 68 Under MPR 188]

GENERAL CERAMICS COMPANY
ORDER GRANTING ADJUSTMENT

Order No. 68 under § 1499.158 of Maximum Price Regulation No. 188—Manufacturers' Maximum Prices for Specified Building Materials and Consumers' Goods Other Than Apparel.

Authorization of a Maximum Price for Certain Vitreous Glazed Earthenware Grease Interceptor Bodies for the General Ceramics Company.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to and under the authority vested in the Price Administrator by the Emergency Price Control Act of 1942, as amended, and Executive Order No. 9250, and § 1499.158 of Maximum Price Regulation No. 188, as amended: *It is hereby ordered, That:*

(a) The General Ceramics Company of Metuchen, New Jersey, may sell and deliver, and any person may buy and receive from the General Ceramics Company, vitreous glazed earthenware grease interceptor bodies size 35" x 24" x 19½" with two cast-iron spuds and a vitreous china cover plate at \$28.98 each, f. o. b. plant.

(b) This Order No. 68 may be revoked or amended by the Price Administrator at any time.

(c) This Order No. 68 shall become effective December 3, 1942.

Issued this 2d day of December 1942.

LEON HENDERSON,
Administrator.

[F. R. Doc. 42-12764; Filed, December 2, 1942;
2:51 p. m.]

[Suspension Order 175]

JOSEPHINE SCOZZARRO

ORDER RESTRICTING TRANSACTIONS

Josephine Scozzarro, doing business as Sinclair Gasoline Station, Mifflin & Chambers Streets, Trenton, New Jersey, hereinafter called respondent, was duly served with a notice of charges of violations of Ration Order No. 5A, Gasoline Rationing Regulations, issued by the Office of Price Administration. Pursuant to the notice, a hearing upon such charges was held in Trenton, New Jersey, on September 24, 1942. There appeared a representative of the Office of Price Administration and respondent. The evidence pertaining to such charges was presented before an authorized presiding officer. Such evidence having been considered by the Deputy Administrator in Charge of Rationing, it is hereby determined that:

(a) Respondent is a dealer in gasoline and operates a filling station at Mifflin & Chambers Streets, Trenton, New Jersey.

(b) Respondent has violated § 1394.1502 of Ration Order No. 5A, Gasoline Rationing Regulations, in that on various occasions between July 22 and September 9, 1942, respondent transferred gasoline to consumers in exchange for 10 gasoline ration coupons Class A, No. 2.

Because of the great scarcity and critical importance of gasoline in New Jersey, respondent's violations of Ration Order No. 5A, Gasoline Rationing Regulations, have resulted in the diversion of gasoline from military and essential civilian uses into non-essential uses, in a manner contrary to the public interest and detrimental to the national war effort. It appears to the Deputy Administrator in Charge of Rationing that further violations by respondent are likely unless appropriate administrative action is taken: *It is therefore ordered:*

(c) That during the period in which this Suspension Order No. 175 shall be in effect,

(1) Respondent shall not sell, transfer or deliver any gasoline to any person.

(2) Respondent shall not accept any deliveries or transfers of, or in any manner directly or indirectly receive from any source, any gasoline for resale.

(3) No person, firm or corporation shall deliver, or in any manner directly or indirectly transfer any gasoline to respondent for resale.

(d) Any terms used in this Suspension Order No. 175 that are defined in Ration Order No. 5A Gasoline Rationing Regulations, shall have the meaning therein given them.

(e) This Suspension Order No. 175 shall become effective 12:01 A. M. December 9, 1942, and unless sooner terminated, shall expire 12:01 A. M. December 24, 1942.

(Pub. Law 421, 76th Cong.; sec. 2 (a) of Pub. Law 671, 76th Cong., as amended by Pub. Laws 89, and 507, 77th Cong.; E.O. No. 9125 (7 F.R. 2719); W.P.B. Directive No. 1 (7 F.R. 562); Supplementary Directive No. 1H (7 F.R. 3478, 3877, 5216)

Issued this 2d day of December 1942.

PAUL M. O'LEARY,
Deputy Administrator
in Charge of Rationing.

[F. R. Doc. 42-12767; Filed, December 2, 1942;
2:52 p. m.]

WAR PRODUCTION BOARD.

[Certificate No. 23]

AGREEMENT FOR PRODUCTION OF BUTADIENE

The ATTORNEY GENERAL: I submit herewith a proposed agreement entitled Agreement Amending Substitute Agreement Regarding Exchange and Use of Technical Information and Patent Rights Under Oil Industry Processes for Production of Butadiene" dated October 12, 1942, between Rubber Reserve Company, a corporation created by the Reconstruction Finance Corporation, and Universal Oil Products Company, Standard Oil Development Company, Shell Development Company, and Phillips Petroleum Company, and to be ratified

by Jasco, Incorporated, The M. W. Kellogg Company and The Lummus Company.

I understand that the agreement referred to has your approval for the purposes of section 12 of Public Law No. 603, approved June 11, 1942, upon the following conditions: (1) That the agreement is not to be construed as depriving any licensee or prospective licensee of the right to obtain such licenses as may be provided for in the consent decree entered in the District Court of the United States for the District of New Jersey on March 25, 1942, in the case of *United States of America v. Standard Oil Company (N. J.) et al.*, nor as limiting, qualifying, or impairing in any way the right of the United States to seek and to obtain any relief from any court that may be necessary to carry out the terms of the consent decree; (2) that the limitation in the agreement of any license thereunder to operations conducted in the United States is not intended and will not be regarded as involving any limitation whatsoever on any license immunity or

right in connection with any United States patent, nor as involving any agreement to limit the use, manufacture, or sale of processes or products outside of the United States; and (3) that all licensees will receive in addition to such rights as are expressly granted to them by the licenses provided for in this agreement, such further rights as they may be entitled to by law.

Accordingly, for the purposes of section 12 of Public Law No. 603, approved June 11, 1942, and subject to the same conditions attached to your approval as hereinabove set forth, I hereby approve said agreement, and after consultation with you, I hereby find and so certify to you that the doing of any act or thing, or the omission to do any act or thing, in compliance with my approval herein expressed, by the parties to said agreement, is requisite to the prosecution of the war.

Dated: November 27, 1942.

DONALD M. NELSON,
Chairman.

[F. R. Doc. 42-12800; Filed, December 3, 1942;
10:29 a. m.]

